



DRAFT

Proposition 47 Grant Program Request for Proposal

Grant Purpose: Mental Health Services, Substance Use Disorder Treatment and Diversion Programs for People in the Criminal Justice System.

Grant Period: June 16, 2016 to August 15, 2020 (TBD)

Eligible Applicants:

- Public Agencies in Partnership with the Communities they Serve

Released: Month Date, Year

Notice of Intent to Apply Due: Month Date, Year

Proposal Due Date: Month Date, Year



BOARD OF STATE & COMMUNITY CORRECTIONS
2590 VENTURE OAKS WAY, SUITE 200
SACRAMENTO CA 95833
WWW.BSCC.CA.GOV



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CONFIDENTIALITY NOTICE: All documents submitted as a part of the Proposition 47 proposal are considered to be public documents and may be subject to a request via the California Public Records Act. The BSCC, as a state agency, may have to disclose these documents to the public. The BSCC cannot ensure the confidentiality of any information submitted in or with this proposal.

PART I:

**BACKGROUND AND
GRANT INFORMATION**

Contact Information

This Request for Proposals (RFP) provides the information necessary to prepare a proposal to the Board of State and Community Corrections (BSCC) for grant funds available through the Proposition 47 Grant Program.

The BSCC staff cannot assist the public agency applicant or partners with the actual preparation of the proposal. Any technical questions concerning the RFP, the proposal process or programmatic issues must be submitted by email to: Prop47@bscc.ca.gov.

The BSCC will accept and respond to questions about this RFP from **MONTH DATE, YEAR** to **MONTH DATE, YEAR**. Questions and answers will be posted on the BSCC website by **MONTH DATE, YEAR**.

Grant Purpose

Pursuant to Proposition 47, this grant is to provide mental health services, substance use disorder treatment and ~~misdemeanor~~ diversion programs for people in the criminal justice system. The grant program may also provide housing-related assistance and other community-based supportive services, including job skills training, case management and civil legal services. The grants can fund programs that serve adults and/or juveniles.

Proposal Due Date and Submission Instructions

Public agency applicants must submit one original signed Proposal and one electronic copy of the original signed Proposal.

The signed Proposal must be received by the BSCC by **5:00 p.m. on DAY, MONTH DATE, YEAR**.

1. Mail one original signed Proposal to the following address:

Board of State and Community Corrections
Corrections Planning and Programs Division
2590 Venture Oaks Way, Suite 200
Sacramento, CA 95833
Attn: Proposition 47 Grant

2. Email one legible electronic copy of the signed Proposal to: Prop47@bscc.ca.gov.

Note: BOTH the original hard copy and electronic version must be received by the date and time listed above.

Proposals received after the due date and time will not be considered, regardless of postmark date.

Notice of Intent to Apply

Public agency applicants interested in applying for the Proposition 47 Grant are asked but not required to submit a non-binding Notice of Intent to Apply. Notices will aid the BSCC in planning for its proposal review process.

The notice should include the following information:

- Name of the Lead Public Agency (see **page #** for definition of Lead Agency);
- Name and title of the head of the Lead Agency;
- Contact information for interested public; and
- A brief statement indicating the agency's intent to submit a proposal.

Failure to submit a Notice of Intent to Apply is not grounds for disqualification. Further, prospective public agency applicants that submit a Notice of Intent to Apply and decide later not to apply will not be penalized.

Please submit your non-binding Notice of Intent to Apply by **DAY, MONTH DATE, YEAR** via email or U.S. mail, using one of the following submission options:

Email Responses: Prop47@bscc.ca.gov
(Subject line: Notice of Intent to Apply)

U.S. Mail Responses: Board of State and Community Corrections
Corrections Planning and Programs Division
2590 Venture Oaks Way, Suite 200
Sacramento, CA 95833
Attn: BSCC Proposition 47

Bidders' Conferences

The BSCC plans to hold three Bidders' Conferences in advance of the proposal due date of MONTH DATE, YEAR. The purpose of the conferences is to provide clarity on the RFP instructions and respond to questions.

Bidders' Conferences are tentatively scheduled for:

- MONTH DATE, YEAR in _____
- MONTH DATE, YEAR in _____

- MONTH DATE, YEAR in _____.

Exact dates, locations and times will be posted to the BSCC website (www.bscc.ca.gov) by MONTH DATE, YEAR.

Questions about the RFP may also be submitted in writing to Prop47@bscc.ca.gov. The BSCC will accept and respond to questions about this RFP from MONTH DATE, YEAR to MONTH DATE, YEAR. Questions and answers will be posted on the BSCC website

Background

Proposition 47 was a voter-approved initiative on the November 2014 ballot. As stated in the ballot measure its purpose is:

The people enact the Safe Neighborhoods and Schools Act to ensure that prison spending is focused on violent and serious offenses, to maximize alternatives for nonserious, nonviolent crime, and to invest the savings generated from this act into prevention and support programs in K–12 schools, victim services, and mental health and drug treatment (Attachment A).

As further stated in the proposition, the BSCC's responsibilities are to:

Administer a grant program to public agencies aimed at supporting mental health treatment, substance abuse treatment, and diversion programs for people in the criminal justice system, with an emphasis on programs that reduce recidivism of people convicted of less serious crimes, such as those covered by this measure, and those who have substance abuse and mental health problems. (Gov. Code, § 7599.2, subd. (a)(3).)

Assembly Bill 1056 (Statutes of 2015, Chapter 438) added additional priorities to the grant program including housing-related assistance and community-based supportive services such as job skills training, case management and civil legal services (Attachment B).

Proposition 47 Executive Steering Committee

To ensure successful program design and implementation, the BSCC uses Executive Steering Committees to inform decision making related to the Board's programs. BSCC's Executive Steering Committees (ESCs) typically are composed of subject matter experts and stakeholders representing both the public and private sectors. The BSCC makes every attempt to include diverse representation on its ESCs, in breadth of experience, geography and demographics. ESCs are convened and approved by the BSCC Board, as the need arises, to carry out specified tasks, including the development of RFPs for

grant funds. ESCs submit grant award recommendations to the BSCC Board for final disposition. The Board then approves, rejects or revises those recommendations. Members of the ESCs are not paid for their time but are reimbursed for travel expenses incurred to attend meetings.

AB 1056 added requirements for the Prop 47 ESC membership. It required the Executive Steering Committee to include a balanced and diverse membership from relevant state and local government entities, community-based treatment and service providers, and the formerly incarcerated community. The ESC is also required to have expertise in homelessness and housing, behavioral health and substance abuse treatment, and effective rehabilitative treatment for adults and juveniles.

The Proposition 47 ESC includes a cross-section of subject matter experts on mental health and substance use disorder treatment, diversion programs, reentry, housing and other areas, including individuals who were directly impacted by the criminal justice system. Information about the ESC, including a list of members, can be found on the BSCC website at: http://www.bscc.ca.gov/s_bsccprop47.php

Conflicts of Interest

Existing law prohibits any non-governmental sub-grantee, partner or like party who participated on the above referenced Proposition 47 ESC from receiving funds from the Proposition 47 grants awarded under this RFP. Applicants who are awarded grants under this RFP are responsible for reviewing the Prop 47 ESC member roster and ensuring that no grant dollars are passed through to any non-governmental entity represented by the members of the Proposition 47 ESC.

Guiding Principles for the Proposition 47 Grant

In developing this RFP, the ESC agreed on guiding principles listed below. These guiding principles reflect the priorities and values of the ESC. They will be woven throughout the RFP and incorporated into the rating criteria. Public agency applicants should develop proposals that reflect these principles.

Guiding Principles for the Proposition 47 Grant

- Value community partnerships and collaborations.
- Encourage culturally competent services and approaches **that foster the principles of restorative justice.**
- Define target populations, especially those populations that are traditionally tougher **underserved** to serve or have fewer services available.
- ~~Lead public agency applicants who have~~ Identify **and** address known barriers to serving target populations.
- ~~Emphasize~~ **Prioritize** client-focused/client-centered and holistic programs and approaches, including healing strategies and trauma informed care.
- Include community-based organizations with diverse staffing, including those who are system-impacted individuals, or who have varying educational levels and life experiences.
- ~~Encourage~~ **Demonstrate** capacity building for service providers at every level.
- Be mindful of regional equity and geographic diversity, including smaller and rural counties.
- ~~Consider various ways to~~ Collect **program** data and measure/evaluate outcomes, and publish and share information.
- Encourage community engagement, where members of the community participate in the identifying, informing, and shaping of policies, goals, services, and solutions.

Description of the Grant

Eligible Applicants

Applicants must be public agencies. (Pen. Code, §6046.3, subd.(a)(3).) A public agency is defined as:

Public agency means a county, city, whether a general law city or a chartered city, or city and county, the duly constituted governing body of an Indian reservation or Rancheria, a school district, municipal corporation, district, political subdivision, or any board, commission, or agency thereof, entities that are legislative bodies of a local agency pursuant to subdivision (c) or (d) of Section 54952 of the Government Code, a housing authority organized pursuant to Part 2 (commencing with Section 34200) of Division 24 of the Health and Safety Code, a state agency, public district, or other political subdivision of the state, or any instrumentality thereof, which is authorized to engage in or assist in the development or operation of housing for persons and families of low or moderate income. (Pen. Code, §6046.1, subd.(c).)

NOTE TO ESC: DECISION POINT. NEED TO DECIDE WHETHER ADDITIONAL POINTS WILL BE AWARDED FOR APPLICANTS THAT PASS THROUGH MORE THAN THE MINIMUM AND IN WHAT INCREMENTS.

For the purposes of this RFP, the public agency will be considered the “Lead Agency.” In order to be eligible, a Lead Agency must:

- Subcontract with one or more non-governmental, community-based organizations identified in the proposal, for a **minimum of 50 percent** of the total grant award in order to demonstrate a shared partnership rooted in community engagement and economic equity. **Additional points will be awarded to applicants that pass through 60 percent or 70 percent, etc.**
 - **Public agency applicants that will be providing direct services and would therefore be unable to meet the 50 percent minimum pass-through will be required to provide a detailed justification.**

NOTE TO ESC: DECISION POINT. ESC DISCUSSED THE POSSIBILITY OF ALLOWING APPLICANTS TO PROVIDE AN EXPLANATION/JUSTIFICATION FOR WHY THEY ARE UNABLE TO MEET THE MINIMUM PASS-THROUGH. CAUTION – THIS WOULD BE DIFFICULT TO SCORE. AS AN ALTERNATIVE, MAY WANT TO LOWER THE MINIMUM REQUIREMENT (35 OR 40 PERCENT?) AND THEN AWARD EXTRA POINTS FOR GOING TO 50 PERCENT.

Any non-governmental, community-based organization that receives Proposition 47 grant funds must meet the following criteria:

- Be in possession of a valid business license;
- Registration with the Secretary of State's Office;
- Demonstrated compliance with state laws pertaining to Secretary of State's Office registration;
- Have a physical address; and
- ????

NOTE TO ESC: AT THE LAST MEETING, THERE WAS DISCUSSION AROUND REQUIRING APPLICANTS TO IDENTIFY CBO PARTNERS BY NAME IN THE PROPOSAL. THIS COULD HURT JURISDICTIONS THAT HAVE TO USE COMPETITIVE PROCESSES TO SECURE SUBCONTRACTS AFTER GRANTS ARE AWARDED. AN ATTACHMENT HAS BEEN ADDED FOR APPLICANTS TO LIST ALL PARTNER AGENCIES (BOTH GOVT. AND NON-GOVT.) IF THEY HAVE THEM IDENTIFIED.

Lead agencies (e.g., individual agencies or departments within a city, county or other jurisdiction) may not submit more than one proposal. Non-lead agencies (including community-based organizations, non-governmental or governmental entities, etc.) may serve as a partner on more than one proposal.

Two or more public agencies may partner to submit a joint proposal, but one must be designated as Lead Agency for contracting purposes. Joint proposals must comply with all other eligibility criteria. A public agency may not apply on both an individual and a joint proposal.

Eligible Activities

Proposition 47 grant funds must be used for mental health services, substance use disorder treatment, diversion programs, or some combination thereof.

Public agency applicants will be allowed to either implement new services or programs or expand existing services or programs.

Assembly Bill 1056 mandates in part that the Executive Steering Committee:

- (1) Prioritize proposals that advance principles of restorative justice while demonstrating a capacity to reduce recidivism.
- (2) Prioritize proposals that leverage other federal, state, and local funds or other social investments, such as the following sources of funding:

- (A) The Drug Medi-Cal Treatment Program (22 Cal. Code Regs. 51341.1, 51490.1, and 51516.1).
- (B) The Mental Health Services Act, enacted by Proposition 63 at the November 2, 2004, general election, as amended.
- (C) Funds provided for in connection with the implementation of Chapter 15 of the Statutes of 2011.
- (D) The Community Corrections Performance Incentives Act (Stats. 2009, Ch. 608; Chapter 3 (commencing with Section 1228) of Title 8 of Part 2).
- (E) The tax credits established pursuant to Sections 12209, 17053.57, and 23657 of the Revenue and Taxation Code.
- (F) The federal Department of Housing and Urban Development funds, such as the Emergency Solutions Grant program (42 U.S.C. Sec. 11371 et seq.).
- (G) The federal Department of Veterans Affairs Supportive Services for Veteran Families program (38 U.S.C. Sec. 2044).
- (H) Social Innovation Funds established by the Corporation for National and Community Service pursuant to Section 12653k of Title 42 of the United States Code.
- (I) The Edward Byrne Memorial Justice Assistance Grant Program (42 U.S.C. Sec. 3750 et seq.).

(3) Prioritize proposals that provide for all of the following:

- (A) Mental health services, substance use disorder treatment services, misdemeanor diversion programs, or some combination thereof.
- (B) Housing-related assistance that utilizes evidence-based models, including, but not limited to, those recommended by the federal Department of Housing and Urban Development. Housing-related assistance may include, but is not limited to, the following:
 - (i) Financial assistance, including security deposits, utility payments, moving-cost assistance, and up to 24 months of rental assistance.
 - (ii) Housing stabilization assistance, including case management, relocation assistance, outreach and engagement, landlord recruitment, housing navigation and placement, and credit repair.
- (C) Other community-based supportive services, such as job skills training, case management, and civil legal services.

(4) Prioritize proposals that leverage existing contracts, partnerships, memoranda of understanding, or other formal relationships to provide one or more of the services prioritized in paragraph (3).

(5) Prioritize proposals put forth by a public agency in partnership with a philanthropic or nonprofit organization.

(6) Prioritize proposals that promote interagency and regional collaborations.

Pen. Code, § 6046.3, subd. (b).

NOTE TO ESC: AT THE LAST MEETING, ESC MEMBERS REQUESTED DEFINITIONS OR EXAMPLES FOR “MENTAL HEALTH SERVICES,” “SUBSTANCE USE DISORDER TREATMENT” AND “DIVERSION PROGRAMS.” THERE IS SAMPLE LANGUAGE FOR EACH NOW INCLUDED AS AN ATTACHMENT. PLEASE REFER TO ATTACHMENT # TO REVIEW THE LANGUAGE.

Examples of Mental Health Services, Substance Use Disorder Treatment and Diversion Programs can be found in Attachment #.

The flowchart on the following page provides a visual representation of required and eligible services under the Proposition 47 Grant Program.

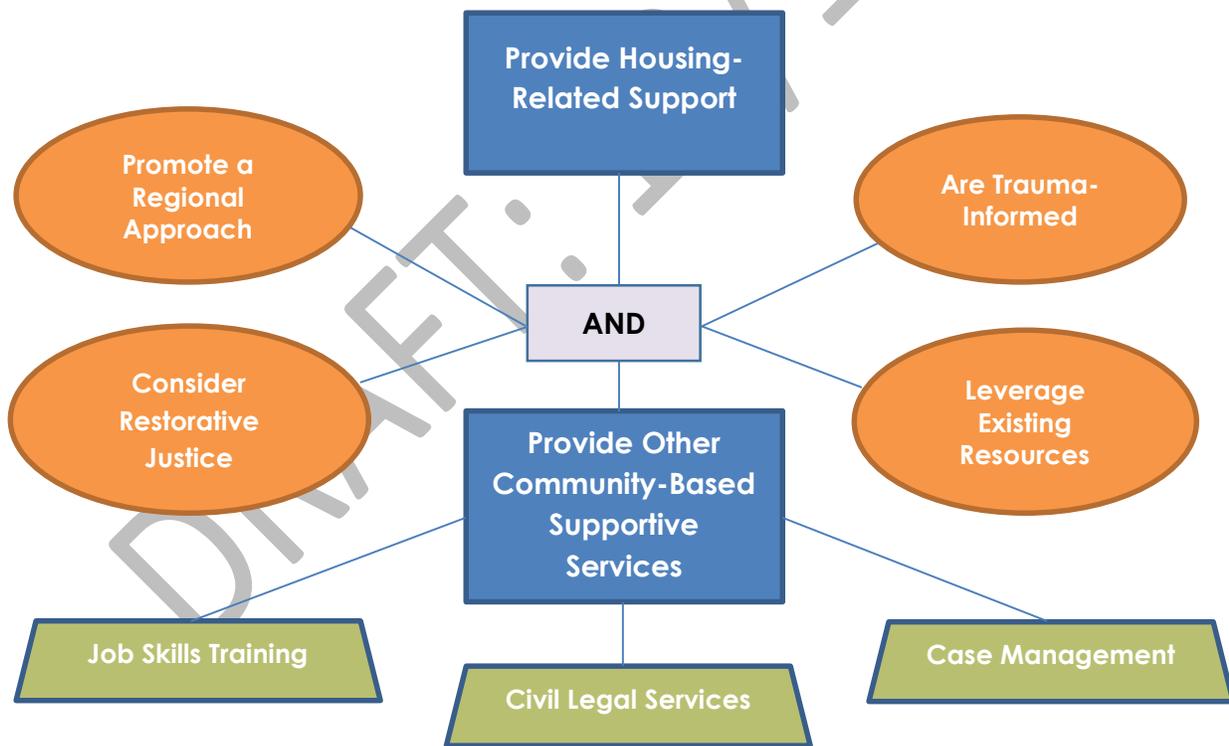
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BSCC PROPOSITION 47 GRANT

REQUIRED for ALL APPLICANTS



With PRIORITY given to projects that also:



Eligible Population: Adults and/or Juveniles
Arrested, charged with, or convicted of a criminal offense AND a history of mental health issues or substance use disorders.

Service Delivery Approach

Public agency applicants will be required to describe the service delivery approach, i.e. who will deliver the services and how, and why it is most appropriate for the community and target population. Key questions to consider include:

- What are the needs of your community and how does your project provide services reflective of the racially and ethnically diverse communities served?
- How does your project ensure services will be provided in locations accessible to the community?
- How does your project ensure services will be tailored to meet an individual's holistic needs, e.g. wraparound services?
- How does your project provide services in a culturally competent manner?
- How does your approach ensure that all services and programs adhere to the principles of trauma-informed care?
- How does your project provide services in a collaborative manner with the community, governmental and nongovernmental agencies?
- How does your project take steps to advance the principles of Restorative Justice and reduce recidivism in your community?
- How will this project change or improve the lives of participants?

Definitions of Trauma-Informed Care, Recidivism, and Restorative Justice can be found in Attachment #.

Target Population

As mandated by AB 1056, services and programs proposed in response to this RFP must be designed to serve people who:

- have been arrested, charged with, or convicted of a criminal offense AND have a history of mental health issues or substance use disorders.

For purposes of this RFP, a person has a history of mental health issues or substance use disorders if the person:

- has a mental health issue or substance use disorder that limits one or more of their life activities;
- has received services for a mental health issue or substance use disorder;
- has self-reported to a provider that they have a history of mental health issues, substance use disorders, or both; or
- has been regarded as having a mental health issue or substance use disorder.

Public agency applicants are required to describe how they will ensure that this target population is the one to be served by the proposed program. This could include a description of the program’s referral, screening, assessment and documentation processes.

Grant Period

Successful proposals will be funded for a 38-month period, commencing June 2017 and ending August 2020.

Funding

Proposition 47 created the Safe Neighborhoods and Schools Fund. State savings that result from the implementation of Proposition 47 are deposited annually into this fund. AB 1056 established the Second Chance Fund where these savings are deposited for a competitive grant program.

In Fiscal Year (FY) 2016-17, the total available for grant awards is \$34.36 million. This includes a \$10 million legislative augmentation and accounts for 5 percent of the initial \$24.36 million that goes to the BSCC for administrative costs. The FY 2017-18 savings appropriation to the BSCC is estimated to be \$28,616,000. The FY 2018-19 savings appropriation to the BSCC is estimated to be \$40,675,000.

NOTE TO ESC: THIS IS A DECISION POINT. THE ESC MUST CONFIRM THAT THE INTENT IS TO AWARD THE FIRST THREE ROUNDS OF FUNDING (I.E., \$103 MILLION) TO THE APPLICANTS SELECTED AS A RESULT OF THIS RFP PROCESS.

These awards will be funded using the first three years of deposits into the BSCC’s Proposition 47 fund, estimated at \$103,651,000.

Year 1 (14 months)	Year 2 (12 months)	Year 3 (12 months)
June 16 2017-August 15, 2018	August 16, 2018-August 15, 2019	August 16, 2019-August 15, 2020

Continued funding for Years 2 and 3 will be contingent on:

- 1) the amount of funds available in the Safe Neighborhoods and Schools Fund for the prior year’s Proposition 47 savings deposit to the BSCC;
- 2) adherence to the Proposition 47 RFP requirements and applicable statutes; and
- 3) the grantee’s ability to demonstrate that annual implementation goals and objectives (as listed on the Proposition 47 Project Work Plan) have been met.

The BSCC may select additional proposals in Year 2 or Year 3 of this grant cycle from the ranked list if the deposit into the Second Chance Fund from either of those two years significantly increases the BSCC's grant fund allocation.

Funding Thresholds

NOTE TO ESC: REOPEN THE DECISION POINTS REGARDING FUNDING CAPS.

REVISIT THE IDEA OF DIVIDING THE FUNDS INTO CATEGORIES.

REVISIT THE IDEA OF SEPARATING SMALLER-SCOPE PROJECTS FROM LARGER-SCOPE PROJECTS, WITH THREE DIFFERENT EXAMPLES (OPTIONS 1A, 1B, 1C).

REVISIT THE IDEA OF SEPARATING BY POPULATION, I.E., SMALL, MEDIUM AND LARGE (OPTIONS 2A and 2B).

THESE OPTIONS ARE PRESENTED AS EXAMPLES ONLY, TO SHOW HOW MANY PROPOSALS COULD BE FUNDED UNDER EACH SCENARIO. THE ESC MAY CHOOSE AN OPTION AS OUTLINED BELOW OR CREATE AN ALTERNATE OPTION.

SAMPLE POPULATION TABLES ARE CONTAINED IN ATTACHMENTS X-1 AND X-2.

DRAFT: 1

OPTION 1 – BASED ON PROJECT SCOPE

Recognizing that different-sized jurisdictions have different capacities, resources, and needs, there are two categories within which public agency applicants will compete. Maximum funding thresholds have been set within each category. These categories were established so that projects of a smaller scope do not compete against projects of a larger scope.

To determine which category your application falls into, see the table below:

OPTION 1A

Category	For Public Agency Applicants requesting:	Prop. 47 Funds Allocated to this Category	# of Proposals Funded*
1) Small	Up to \$1.5 million for the entire 38-month grant period.	\$7,651,000	5
2) Large	More than \$1.5 million and up to \$10 million for the entire 38-month grant period.	\$96,000,000	10
Total		\$103,651,000	15

*Assumes the maximum amount is requested

OPTION 1B

Category	For Public Agency Applicants requesting:	Prop. 47 Funds Allocated to this Category	# of Proposals Funded*
1) Small	Up to \$1 million for the entire 38-month grant period.	\$10,000,000	10
2) Large	More than \$1 million and up to \$6 million for the entire 38-month grant period.	\$93,651,000	16
Total		\$103,651,000	26

*Assumes the maximum amount is requested

OPTION 1C

Category	For Public Agency Applicants requesting:	Prop. 47 Funds Allocated to this Category	# of Proposals Funded*
1) Small	Up to \$750,000 for the entire 38-month grant period.	\$13,651,000	18
2) Large	More than \$750,000 and up to \$4 million for the entire 38-month grant period.	\$90,000,000	22
Total		\$103,651,000	40

*Assumes the maximum amount is requested

OPTION 2 – BASED ON POPULATION

The Proposition 47 Executive Steering Committee has carefully considered its fiduciary responsibilities associated with the Proposition 47 monies and the needs of small, medium and large jurisdictions. To that end, the total available funds have been distributed among three categories: small, medium and large counties, based on Department of Finance population figures (see Attachment X-1).

Maximum funding thresholds have been set within each category. Applicants may apply for any dollar amount up to the funding threshold listed in the table below, [according to the county in which that public agency applicant sits] OR [according to where the majority of the public agency's target population sits]. Applicants will compete only against applicants from the same category.

NOTE TO ESC: SHOULD THE ESC CHOOSE OPTION 2, NEED TO DECIDE WHERE TO PUT PUBLIC AGENCIES THAT PROVIDE SERVICES REGIONALLY (I.E., MORE THAN ONE COUNTY).

OPTION 2A

County Category	Population Threshold	Funding Threshold	Prop. 47 Funds Allocated to this Category	# of Proposals Funded*
1) Small	< 200,000	up to \$750,000	\$10,000,000	13
2) Medium	200,001-749,999	up to \$2 million	\$23,651,000	11
3) Large	750,000>	up to \$4 million	\$70,000,000	17
Total			\$103,651,000	41

OPTION 2B

County Category	Population Threshold	Funding Threshold	Prop. 47 Funds Allocated to this Category	# of Proposals Funded*
1) Small	< 200,000	up to \$1 million	\$8,000,000	8
2) Medium	200,001-749,999	up to \$3 million	\$38,651,000	12
3) Large	750,000>	up to \$6 million	\$57,000,000	9
Total			\$103,651,000	29

FOR EITHER OPTION 1 OR 2

Public agencies that provide services to all of Los Angeles County may apply for up to double the maximum funding threshold in the “Large” category (e.g., county departments, county office of education, housing authority, etc.).

NOTE TO ESC: DECISION POINT. Los Angeles is singled out for a higher funding cap because Los Angeles County's population is 10 million, which is almost three times greater than that of the next largest county, San Diego (3.3 million), or the City of Los Angeles (4 million). This does not guarantee grants to Los Angeles County applicants, only allows them to apply for a higher amount of funds.

Public agency applicants will indicate which category they are applying under and build a budget accordingly. Public agency applicants are strongly encouraged to apply for only the amount of funding needed to meet their program goals within the **38-month** grant period. The ESC will score proposals based in part on the reasonableness of the proposed budget.

Financial Leveraging

This RFP does not have a match requirement. However, public agency applicants must demonstrate how they will leverage other federal, state, and local funds or other social investments, such as the following (per Assembly Bill 1056):

- A. The Drug Medi-Cal Treatment Program (22 Cal. Code Regs. 51341.1, 51490.1, and 51516.1).
- B. The Mental Health Services Act, enacted by Proposition 63 at the November 2, 2004, general election, as amended.
- C. Funds provided for in connection with the implementation of Chapter 15 of the Statutes of 2011.
- D. The Community Corrections Performance Incentives Act (Stats. 2009, Ch. 608; Chapter 3 (commencing with Section 1228) of Title 8 of Part 2).
- E. The tax credits established pursuant to Sections 12209, 17053.57, and 23657 of the Revenue and Taxation Code.
- F. The federal Department of Housing and Urban Development funds, such as the Emergency Solutions Grant program (42 U.S.C. Sec. 11371 et seq.).
- G. The federal Department of Veterans Affairs Supportive Services for Veteran Families program (38 U.S.C. Sec. 2044).
- H. Social Innovation Funds established by the Corporation for National and Community Service pursuant to Section 12653k of Title 42 of the United States Code.
- I. The Edward Byrne Memorial Justice Assistance Grant Program (42 U.S.C. Sec. 3750 et seq.).

Supplanting

BSCC grant funds shall be used to support new program activities or to augment existing funds that expand current program activities. BSCC grant funds shall not be used to replace existing funds.

Supplanting is strictly prohibited for all BSCC grants. When leveraging outside funds, public agency applicants must be careful not to supplant. Supplanting is the deliberate

reduction in the amount of federal, state, or local funds being appropriated to an existing program or activity because grant funds have been awarded for the same purposes.

It is the responsibility of the Grantee to ensure that supplanting does not occur. The Grantee must keep clear and detailed financial records to show that grant funds are used only for allowable costs and activities.

Community Engagement

NOTE TO ESC: ADVISORY COMMITTEE LANGUAGE IS FLEXIBLE SO THAT LOCAL JURISDICTIONS CAN IDENTIFY RELEVANT STAKEHOLDERS ACCORDING TO RELEVANT NEEDS.

Proposition 47 Local Advisory Committee

In order to apply for Proposition 47 funding, the Lead Agency must develop a Proposition 47 Local Advisory Committee that includes local stakeholders who have experience and expertise in the prospective programs and/or services to be implemented by the proposal. This advisory committee will, at a minimum, advise on:

- 1) How to identify and prioritize the most pressing needs to be addressed (to include target population, target area, etc.);
- 2) How to identify the strategies, programs and/or services to be undertaken to address those needs;
- 3) The development of a Proposition 47 Project Work Plan.

The Proposition 47 Local Advisory Committee must include a broad range of stakeholders from within the communities, organizations, departments, etc. impacted by the proposal.

Examples include: behavioral health professionals, educators, community-based and faith-based organizations, individuals impacted by the justice system, law enforcement, probation, prosecutors, defense attorneys, courts, social service providers, advocacy groups and citizens.

Lead Agencies should consider state and local conflict of interest laws when selecting members of the Proposition 47 Local Advisory Committee. The Lead Agency is advised to check with its counsel about potential conflicts.

The Lead Agency may use an existing body, but it must include individuals with the appropriate experience and expertise and address all the requirements listed in this section.

The Lead Agency must host regular community meetings to invite ongoing feedback and non-confidential updates from the Proposition 47 Local Advisory Committee and the community.

Local Government Impacts

The Proposition 47 grant encourages community engagement, innovation and financial leveraging as avenues for communities to develop projects that best fit their needs. In supporting this approach, proposed projects may have unforeseen or unintended impacts on local government agencies that prevent projects from operating as intended (e.g., a significant increase in referrals to county behavioral health, lack of coordination between local agencies that provide similar services, duplication of services, etc.).

As a part of the proposal narrative, each Lead Agency will be required to acknowledge any unintended impacts.

Promising, Data-Driven and Innovative Approaches

NOTE TO ESC: THIS IS A DECISION POINT. HOW STRINGENT SHOULD THE LANGUAGE IN THIS SECTION BE RE: EBP? DO YOU WANT TO SCORE ON HOW WELL AN APPLICANT ADDRESSES QUESTIONS #1-3 BELOW, OR NOT BE QUITE THAT PRESCRIPTIVE?

Public agency applicants seeking funding through this grant process are required to use data and research to drive decision-making in the development, implementation and evaluation of their overall projects.

The BSCC is committed to supporting a focus on better outcomes in the criminal justice system and for those involved in it. For the purpose of this RFP, public agency applicants should focus on the following three basic principles:

- 1. Is there evidence or data to suggest that the intervention or strategy is likely to work, i.e., produce a desired benefit?** *For example, was the intervention or strategy you selected used by another jurisdiction with documented positive results? Is there published research on the intervention you are choosing to implement showing its effectiveness? Is the intervention or strategy being used by another jurisdiction with a similar problem and similar target population?*
- 2. Once an intervention or strategy is selected, will you be able to demonstrate that it is being carried out as intended?** *For example, does this intervention or strategy provide for a way to monitor quality control or continuous quality improvement? If this intervention or strategy was implemented in another jurisdiction, are there procedures in place to ensure that that you are following the model closely (so that you are more likely to achieve the desired outcomes)?*

3. **Is there a plan to collect evidence or data that will allow for an evaluation of whether the intervention or strategy worked?** *For example, will the intervention or strategy you selected allow for the collection of data or other evidence so that outcomes can be measured at the conclusion of the project? Do you have processes in place to identify, collect and analyze that data/evidence?*

Public agency applicants are encouraged to develop an overall project that incorporates these principles, but is tailored to fit the needs of the communities they serve. Innovation and creativity are encouraged, but projects that have not been validated must demonstrate a promising approach using existing data and research such as best practices in the field. Plans to measure the effectiveness of a project should include the use of both qualitative and quantitative research. While quantitative research is based on numbers and mathematical calculations, qualitative research is based on written or spoken narratives. The purpose of quantitative research is to explain, predict and/or control events through focused collection of numerical data, while the purpose of qualitative research is to explain and gain insight and understanding of events through intensive collection of narrative data.

Data Collection and Evaluation

Projects selected for funding will be required to submit a Local Evaluation Plan (at the conclusion of the first quarter) a Two-Year Preliminary Evaluation Report (at the conclusion of year two), and a Final Local Evaluation Report (after the conclusion of the grant) to the BSCC.

Public agency applicants are strongly encouraged to identify research partners early on and include them in the development of the proposal, so that the goals and objectives listed in the Proposition 47 Project Work Plan are measurable.

Required Set-Aside for Evaluation Efforts

NOTE TO ESC: THIS IS A DECISION POINT. THE ESC MUST DECIDE HOW MUCH IS A REASONABLE AMOUNT FOR APPLICANTS TO SET-ASIDE FOR DATA COLLECTION AND EVALUATION EFFORTS. PAST RFPs HAVE SET 10% OR 20%. NOTE THAT IN THIS DRAFT VERSION, APPLICANTS ARE ENCOURAGED, BUT NOT REQUIRED TO USE AN OUTSIDE EVALUATOR.

Grantees are required to set aside a minimum of **10 percent** or **\$25,000, whichever is greater**, of the award toward development of the Local Evaluation Plan, Two-Year Preliminary Evaluation Report, Final Local Evaluation Report and related data collection efforts.

Public agency applicants are strongly encouraged to use outside evaluators to ensure objective and impartial evaluations. Specifically, public agency applicants are encouraged to partner with state universities or community colleges for evaluations.

Local Evaluation Plan

The purpose of the Local Evaluation Plan is to ensure that projects funded by the BSCC can be evaluated. Grantees will be expected to include a detailed description of how the public agency applicant will assess the effectiveness of the proposed program in relationship to each of its goals and objectives. A relationship between the goals and objectives identified in the Proposition 47 Project Work Plan should be apparent in the Local Evaluation Plan.

The Local Evaluation Plan should describe the evaluation design or model that will be used to evaluate the effectiveness of the project component(s), with the project goals and the project objectives clearly stated. Public agency applicants should also address process and outcome evaluations. Once submitted, any modifications to the Local Evaluation Plan must be approved in advance by the BSCC.

Two-Year Preliminary Evaluation Report

The purpose of the Two-Year Preliminary Local Evaluation Report is to assess whether grantees are making sufficient progress toward the goals and objectives described in the original proposal. Second, it will allow the grantee to ensure that the methodology described in the Local Evaluation Plan is still appropriate for measuring the intended impact. As noted in the "Funding" section, third year funding is contingent on the grantee's ability to demonstrate that annual implementation goals and objectives have been met.

Final Local Evaluation Report

Following project completion, grantees are required to complete a Local Evaluation Report. The Local Evaluation Report must be in a format prescribed by the BSCC. Within the Local Evaluation Report, an Executive Summary must be included that adheres to the format prescribed by the BSCC specifically for the Executive Summary.

The purpose of the Final Local Evaluation Report is to determine whether the overall project (including each individual component) was effective in meeting the goals laid out in the Local Evaluation Plan. To do this, the grantee must assess and document the effectiveness of the activities that were implemented within each individual project component. These activities should have been identified in the previously submitted Local Evaluation Plan.

Evaluation Dissemination

The BSCC will make public the Final Local Evaluation Report from each grantee. Reports may be posted to the BSCC website and/or developed into a Summary Final Report to be shared with the Administration, the Legislature, and the public.

Projects selected for funding will be encouraged to make public (e.g., post online, disseminate, share at meetings) the Final Local Evaluation Report to the community and the grantee's Governing Board (e.g., Board of Supervisors, City Council, etc.).

General Grant Requirements

NOTE TO ESC: THIS SECTION CONTAINS REQUIRED, STANDARD, BOILERPLATE RFP LANGUAGE.

Grant Agreement

Public agency applicants approved for funding by the BSCC Board are required to enter into a Grant Agreement with the BSCC. Grantees must agree to comply with all terms and conditions of the Grant Agreement. See **Attachment #** for the State of California: Contract and General Terms and Conditions.

The Grant Agreement start date is **MONTH DATE, YEAR**. Contracts are considered fully executed only after they are signed by both the Grantee and the BSCC. Work, services and encumbrances cannot begin prior to the Grant Agreement start date. Work, services and encumbrances that occur after the start date but prior to contract execution may not be reimbursed. Grantees are responsible for maintaining their Grant Agreement, all invoices, records and relevant documentation for at least three years after the final payment under the contract.

Eligible & Ineligible Grant Expenditures

Grant funds can be used to supplement existing funds dedicated to the project but may not replace (supplant) funds that have been appropriated for the same purpose.

Grant funds cannot be used for the acquisition of real property.

For information on eligible and ineligible costs, refer to the *BSCC Grant Administration Guide*, found on the BSCC website:

http://bscc.ca.gov/s_correctionsplanningandprograms.php

Governing Board Resolution

Successful public agency applicants will be required to submit a Resolution from their Governing Boards before the grant award can be finalized and funds awarded. A signed resolution is not required at the time of proposal submission, but public agency applicants are advised that no financial invoices will be processed for reimbursement until the Governing Board Resolution has been received by the BSCC. A sample Governing Board Resolution can be found in **Attachment #**.

Audit

Grantees must submit an audit of expenditures (either grant-specific or as part of a city/county single audit) within 120 days of the end of the grant period. Reasonable and necessary extensions to the due date may be granted by the BSCC if requested. In addition, the BSCC reserves the right to require a financial audit any time between the execution of the Grant Agreement and 60 days after the end of the grant period.

Invoices

Disbursement of grant funds occurs on a reimbursement basis for costs incurred during a reporting period. Grantees must submit invoices with supporting documentation to the BSCC on a quarterly basis within 45 days following the end of the reporting period via the online process. Grantees must maintain adequate supporting documentation for all costs claimed on invoices for reimbursement.

For additional information, refer to the *BSCC Grant Administration Guide*, found on the BSCC website: http://bscc.ca.gov/s_correctionsplanningandprograms.php

Quarterly Progress Reports

Grant award recipients are required to provide relevant program information and data by submitting quarterly progress reports to the BSCC. Applicable forms and instructions will be available to grantees on the BSCC's website. Progress reports are a critical element in BSCC's monitoring and oversight process. Grantees that are unable to demonstrate that they are making sufficient progress toward project goals and objectives and that funds are being spent down in accordance with the Grant Award Agreement and Proposition 47 Project Work Plan could be subject to the withholding of funds.

Grantee Orientation Process

Following the start of the grant period, BSCC staff will conduct a Grantee Orientation in Sacramento (at a date to be determined). The purpose of this mandatory session is to review the program requirements, invoicing and budget modification processes, data collection and reporting requirements, as well as other grant management and monitoring activities. Typically, the Project Director, Financial Officer, Day-to-Day Contact, individual tasked with Data Collection and Evaluation and a minimum of one Community Partner must attend. Grant recipients may use their Proposition 47 grant funds for travel-related expenditures such as airfare, mileage, meals, lodging and other per diem costs. Public agency applicants should include anticipated costs in the budget section of the proposal under the "Other" category.

Overview of the RFP Process

The BSCC proposal submission and review process includes two stages:

Stage I: Technical Compliance Review

Stage II: Proposal Rating Process

Stage I: Technical Compliance Review

Staff Review

BSCC staff will conduct a technical review of each proposal to determine if it is in compliance with all technical requirements prior to being forwarded to the ESC for scoring.

It is the BSCC's intent to avoid having otherwise worthy proposals eliminated from consideration due to relatively minor and easily corrected errors or omissions. Applicants will, therefore, have an opportunity to respond to deficiencies identified during the technical review process, which will take place between **DATE and DATE**. If necessary, applicants will be allowed to make non-substantive changes that bring the proposal into technical compliance.

*During this timeframe it is highly recommended that the applicant's designated "Contact Person" be available to discuss and correct any deficiencies. Proposals that fail to meet all technical requirements by 5:00 p.m. on **DATE** may be excluded from further consideration for funding.*

NOTE TO ESC: FYI, PLEASE TAKE NOTE OF THE DISQUALIFICATION CRITERIA IN THE BOX BELOW. IF A PROPOSAL IS DISQUALIFIED, IT WILL NOT GO FORWARD FOR SCORING.

Disqualification

The following will result in an automatic disqualification:

- The original hard copy and electronic version of the Proposal are not received by **TIME, DAY, MONTH DATE, YEAR.**
- The Lead Agency Applicant is not a public agency as defined in Penal Code Section 6046.1 (d).
- The proposal does not **at a minimum** address mental health services, substance use disorder treatment, diversion or some combination thereof, as required by Proposition 47.

Disqualification means that the Proposal will not move forward to the ESC to be scored.

Notification

Once BSCC staff complete the technical compliance review process, BSCC staff will contact applicants only under the following circumstances:

- a. The applicant has been disqualified due to one of the circumstances listed in the box above.
- b. The Proposal contains minor technical deficiencies.

Stage II: Proposal Rating Process

Once a Proposal passes the Technical Compliance Review, it will advance to the ESC for the Proposal Rating Process. The ESC will then read and rate each Proposal in accordance with the prescribed rating factors listed in the table below.

The ESC members will base their scores on how well a public agency applicant addresses the items listed under each rating factor within the Proposal Narrative and Budget Section. Following the Proposal Rating Process, the ESC will convene for a Final Rater Review meeting where they will develop funding recommendations for consideration by the BSCC Board.

At the conclusion of this process, public agency applicants will be notified of the ESC's funding recommendations. It is anticipated that the BSCC Board will act on the recommendations at its meeting in **DATE**. Public agency applicants and partners are not to contact members of the ESC or the BSCC Board to discuss proposals.

Rating Factors

NOTE TO ESC: THERE ARE TWO IMPORTANT DECISION POINTS HERE: 1) ON WHICH FACTORS WILL THE PROPOSALS BE SCORED? AND 2) WHAT PERCENT OF THE OVERALL SCORE WILL BE ALLOCATED TO EACH FACTOR? THE TABLE BELOW CONTAINS SAMPLE RATING FACTORS AND PERCENTAGES AS EXAMPLES ONLY. THE ESC MAY CHOOSE TO USE SOME OR NONE OF THESE.

The rating factors that will be used and the maximum points allocated to each factor are shown in the table below. Each rating factor will be scored on a scale of 0-12. Each factor is weighted in the overall score, as shown in the column titled “Percentage of Total Value.”

	Rating Factors (SAMPLE ONLY)	Point Range	Percentage of Total Value (SAMPLE ONLY)
1	Project Need	0-12	15%
2	Community Engagement	0-12	20%
3	Goals & Objectives	0-12	5%
4	Project Description	0-12	30%
5	Project Evaluation Plan	0-12	10%
6	Budget Section	0-12	10%
7	Guiding Principles	0-12	5%
	Other – TBD by ESC	0-12	5%
	TOTALS	TBD	100%

Note: Items 1-6 are standard rating factors recommended by BSCC staff. Rating criteria under each of these rating factors will be discussed later.

SAMPLE SCORING RUBRIC FOR 0-12 RANGE

No Evidence	Poor	Fair	Good	Very Good
0	1 - 3	4 - 6	7 - 9	10 - 12
The response does not address the rating criteria.	The response is vague or incomplete and only partially addresses the rating criteria. ADDITIONAL DETAIL WILL BE ADDED HERE.	The response addresses some but not all of the rating criteria or is non-specific and lacking focus. ADDITIONAL DETAIL WILL BE ADDED HERE.	The response is reasonably comprehensive and clearly addresses the majority of the rating criteria listed above. ADDITIONAL DETAIL WILL BE ADDED HERE.	The response is detailed, comprehensive and addresses all of the rating criteria listed above in a way that demonstrates a thorough understanding of the intent of the project. ADDITIONAL DETAIL WILL BE ADDED HERE.

Summary of Key Dates

The table below shows a timeline with key dates related to implementation of the Proposition 47 Grant.

NOTE TO ESC: These dates are subject to change as the RFP is developed.

Activity	Date
Release Request for Proposals	November 18, 2016
Bidders' Conferences	December 2016
Notice of Intent to Apply Due to the BSCC	January 2017
Proposals Due to the BSCC	February 2017
Proposal Rating Process and Development of Funding Recommendations	April-May 2017
BSCC Board Considers Funding Recommendations	June 2017
Notices to Public Agency Applicants	June 2017
New Grants Begin	June 2017
Mandatory New Grantee Orientation	July 2017

ATTACHMENTS

DRAFT: 10/17/16

Proposition 47

This initiative measure is submitted to the people in accordance with the provisions of Section 8 of Article II of the California Constitution. This initiative measure adds sections to the Government Code, amends and adds sections to the Penal Code, and amends sections of the Health and Safety Code; therefore, existing provisions proposed to be deleted are printed in ~~strikeout type~~ and new provisions proposed to be added are printed in *italic type* to indicate that they are new.

Proposed Law

THE SAFE NEIGHBORHOODS AND SCHOOLS ACT

SECTION 1. Title.

This act shall be known as “the Safe Neighborhoods and Schools Act.”

SEC. 2. Findings and Declarations.

The people of the State of California find and declare as follows:

The people enact the Safe Neighborhoods and Schools Act to ensure that prison spending is focused on violent and serious offenses, to maximize alternatives for nonserious, nonviolent crime, and to invest the savings generated from this act into prevention and support programs in K–12 schools, victim services, and mental health and drug treatment. This act ensures that sentences for people convicted of dangerous crimes like rape, murder, and child molestation are not changed.

SEC. 3. Purpose and Intent.

In enacting this act, it is the purpose and intent of the people of the State of California to:

- (1) Ensure that people convicted of murder, rape, and child molestation will not benefit from this act.
- (2) Create the Safe Neighborhoods and Schools Fund, with 25 percent of the funds to be provided to the State Department of Education for crime prevention and support programs in K–12 schools, 10 percent of the funds for trauma recovery services for crime victims, and 65 percent of the funds for mental health and substance abuse treatment programs to reduce recidivism of people in the justice system.
- (3) Require misdemeanors instead of felonies for nonserious, nonviolent crimes like petty theft and drug possession, unless the defendant has prior convictions for specified violent or serious crimes.

(4) Authorize consideration of resentencing for anyone who is currently serving a sentence for any of the offenses listed herein that are now misdemeanors.

(5) Require a thorough review of criminal history and risk assessment of any individuals before resentencing to ensure that they do not pose a risk to public safety.

(6) This measure will save significant state corrections dollars on an annual basis. Preliminary estimates range from \$150 million to \$250 million per year. This measure will increase investments in programs that reduce crime and improve public safety, such as prevention programs in K–12 schools, victim services, and mental health and drug treatment, which will reduce future expenditures for corrections.

SEC. 4. Chapter 33 (commencing with Section 7599) is added to Division 7 of Title 1 of the Government Code, to read:

Chapter 33. Creation of Safe Neighborhoods and Schools Fund

7599. (a) A fund to be known as the "Safe Neighborhoods and Schools Fund" is hereby created within the State Treasury and, notwithstanding Section 13340 of the Government Code, is continuously appropriated without regard to fiscal year for carrying out the purposes of this chapter.

(b) For purposes of the calculations required by Section 8 of Article XVI of the California Constitution, funds transferred to the Safe Neighborhoods and Schools Fund shall be considered General Fund revenues which may be appropriated pursuant to Article XIII B.

7599.1. Funding Appropriation.

(a) On or before July 31, 2016, and on or before July 31 of each fiscal year thereafter, the Director of Finance shall calculate the savings that accrued to the state from the implementation of the act adding this chapter ("this act") during the fiscal year ending June 30, as compared to the fiscal year preceding the enactment of this act. In making the calculation required by this subdivision, the Director of Finance shall use actual data or best available estimates where actual data is not available. The calculation shall be final and shall not be adjusted for any subsequent changes in the underlying data. The Director of Finance shall certify the results of the calculation to the Controller no later than August 1 of each fiscal year.

(b) Before August 15, 2016, and before August 15 of each fiscal year thereafter, the Controller shall transfer from the General Fund to the Safe Neighborhoods and Schools Fund the total amount calculated pursuant to subdivision (a).

(c) Moneys in the Safe Neighborhoods and Schools Fund shall be continuously appropriated for the purposes of this act. Funds transferred to the Safe Neighborhoods and Schools Fund shall be used exclusively for the purposes of this act and shall not be subject to appropriation or transfer by the Legislature for any other purpose. The funds in the Safe Neighborhoods and Schools Fund may be used without regard to fiscal year.

7599.2. Distribution of Moneys from the Safe Neighborhoods and Schools Fund.

(a) By August 15 of each fiscal year beginning in 2016, the Controller shall disburse moneys deposited in the Safe Neighborhoods and Schools Fund as follows:

(1) *Twenty-five percent to the State Department of Education, to administer a grant program to public agencies aimed at improving outcomes for public school pupils in kindergarten and grades 1 to 12, inclusive, by reducing truancy and supporting students who are at risk of dropping out of school or are victims of crime.*

(2) *Ten percent to the California Victim Compensation and Government Claims Board, to make grants to trauma recovery centers to provide services to victims of crime pursuant to Section 13963.1 of the Government Code.*

(3) *Sixty-five percent to the Board of State and Community Corrections, to administer a grant program to public agencies aimed at supporting mental health treatment, substance abuse treatment, and diversion programs for people in the criminal justice system, with an emphasis on programs that reduce recidivism of people convicted of less serious crimes, such as those covered by this measure, and those who have substance abuse and mental health problems.*

(b) *For each program set forth in paragraphs (1) to (3), inclusive, of subdivision (a), the agency responsible for administering the programs shall not spend more than 5 percent of the total funds it receives from the Safe Neighborhoods and Schools Fund on an annual basis for administrative costs.*

(c) *Every two years, the Controller shall conduct an audit of the grant programs operated by the agencies specified in paragraphs (1) to (3), inclusive, of subdivision (a) to ensure the funds are disbursed and expended solely according to this chapter and shall report his or her findings to the Legislature and the public.*

(d) *Any costs incurred by the Controller and the Director of Finance in connection with the administration of the Safe Neighborhoods and Schools Fund, including the costs of the calculation required by Section 7599.1 and the audit required by subdivision (c), as determined by the Director of Finance, shall be deducted from the Safe Neighborhoods and Schools Fund before the funds are disbursed pursuant to subdivision (a).*

(e) *The funding established pursuant to this act shall be used to expand programs for public school pupils in kindergarten and grades 1 to 12, inclusive, victims of crime, and mental health and substance abuse treatment and diversion programs for people in the criminal justice system. These funds shall not be used to supplant existing state or local funds utilized for these purposes.*

(f) *Local agencies shall not be obligated to provide programs or levels of service described in this chapter above the level for which funding has been provided.*

SEC. 5. Section 459.5 is added to the Penal Code, to read:

459.5. (a) Notwithstanding Section 459, shoplifting is defined as entering a commercial establishment with intent to commit larceny while that establishment is open during regular business hours, where the value of the property that is taken or intended to be taken does not exceed nine hundred fifty dollars (\$950). Any other entry into a commercial establishment with intent to commit larceny is burglary. Shoplifting shall be punished as a misdemeanor, except that a person with one or more prior convictions for an offense specified in clause (iv) of subparagraph (C) of paragraph (2) of subdivision (e) of Section 667 or for an offense requiring registration pursuant to subdivision (c) of Section 290 may be punished pursuant to subdivision (h) of Section 1170.

(b) Any act of shoplifting as defined in subdivision (a) shall be charged as shoplifting. No person who is charged with shoplifting may also be charged with burglary or theft of the same property.

SEC. 6. Section 473 of the Penal Code is amended to read:

473. (a) Forgery is punishable by imprisonment in a county jail for not more than one year, or by imprisonment pursuant to subdivision (h) of Section 1170.

(b) Notwithstanding subdivision (a), any person who is guilty of forgery relating to a check, bond, bank bill, note, cashier's check, traveler's check, or money order, where the value of the check, bond, bank bill, note, cashier's check, traveler's check, or money order does not exceed nine hundred fifty dollars (\$950), shall be punishable by imprisonment in a county jail for not more than one year, except that such person may instead be punished pursuant to subdivision (h) of Section 1170 if that person has one or more prior convictions for an offense specified in clause (iv) of subparagraph (C) of paragraph (2) of subdivision (e) of Section 667 or for an offense requiring registration pursuant to subdivision (c) of Section 290. This subdivision shall not be applicable to any person who is convicted both of forgery and of identity theft, as defined in Section 530.5.

SEC. 7. Section 476a of the Penal Code is amended to read:

476a. (a) Any person who, for himself or herself, as the agent or representative of another, or as an officer of a corporation, willfully, with intent to defraud, makes or draws or utters or delivers a check, draft, or order upon a bank or depository, a person, a firm, or a corporation, for the payment of money, knowing at the time of that making, drawing, uttering, or delivering that the maker or drawer or the corporation has not sufficient funds in, or credit with the bank or depository, person, firm, or corporation, for the payment of that check, draft, or order and all other checks, drafts, or orders upon funds then outstanding, in full upon its presentation, although no express representation is made with reference thereto, is punishable by imprisonment in a county jail for not more than one year, or pursuant to subdivision (h) of Section 1170.

(b) However, if the total amount of all checks, drafts, or orders that the defendant is charged with and convicted of making, drawing, or uttering does not exceed ~~four hundred fifty dollars (\$450)~~ nine hundred fifty dollars (\$950), the offense is punishable only by imprisonment in the county jail for not more than one year, except that such person may instead be punished pursuant to subdivision (h) of Section 1170 if that person has one or more prior convictions for an offense specified in clause (iv) of subparagraph (C) of paragraph (2) of subdivision (e) of Section 667 or for an offense requiring registration pursuant to subdivision (c) of Section 290. This subdivision shall not be applicable if the defendant has previously been convicted of a ~~three or more violation~~ violations of Section 470, 475, or 476, or of this section, or of the crime of petty theft in a case in which defendant's offense was a violation also of Section 470, 475, or 476 or of this section or if the defendant has previously been convicted of any offense under the laws of any other state or of the United States which, if committed in this state, would have been punishable as a violation of Section 470, 475 or 476 or of this section or if he has been so convicted of the crime of petty theft in a case in which, if defendant's offense had been committed in this state, it would have been a violation also of Section 470, 475, or 476, or of this section.

(c) Where the check, draft, or order is protested on the ground of insufficiency of funds or credit, the notice of protest shall be admissible as proof of presentation, nonpayment, and protest and shall be presumptive evidence of knowledge of insufficiency of funds or credit with the bank or depository, person, firm, or corporation.

(d) In any prosecution under this section involving two or more checks, drafts, or orders, it shall constitute prima facie evidence of the identity of the drawer of a check, draft, or order if both of the following occur:

(1) When the payee accepts the check, draft, or order from the drawer, he or she obtains from the drawer the following information: name and residence of the drawer, business or mailing address, either a valid driver's license number or Department of Motor Vehicles identification card number, and the drawer's home or work phone number or place of employment. That information may be recorded on the check, draft, or order itself or may be retained on file by the payee and referred to on the check, draft, or order by identifying number or other similar means.

(2) The person receiving the check, draft, or order witnesses the drawer's signature or endorsement, and, as evidence of that, initials the check, draft, or order at the time of receipt.

(e) The word "credit" as used herein shall be construed to mean an arrangement or understanding with the bank or depository, person, firm, or corporation for the payment of a check, draft, or order.

(f) If any of the preceding paragraphs, or parts thereof, shall be found unconstitutional or invalid, the remainder of this section shall not thereby be invalidated, but shall remain in full force and effect.

(g) A sheriff's department, police department, or other law enforcement agency may collect a fee from the defendant for investigation, collection, and processing of checks referred to their agency for investigation of alleged violations of this section or Section 476.

(h) The amount of the fee shall not exceed twenty-five dollars (\$25) for each bad check, in addition to the amount of any bank charges incurred by the victim as a result of the alleged offense. If the sheriff's department, police department, or other law enforcement agency collects a fee for bank charges incurred by the victim pursuant to this section, that fee shall be paid to the victim for any bank fees the victim may have been assessed. In no event shall reimbursement of the bank charge to the victim pursuant to this section exceed ten dollars (\$10) per check.

SEC. 8. Section 490.2 is added to the Penal Code, to read:

490.2. (a) Notwithstanding Section 487 or any other provision of law defining grand theft, obtaining any property by theft where the value of the money, labor, real or personal property taken does not exceed nine hundred fifty dollars (\$950) shall be considered petty theft and shall be punished as a misdemeanor, except that such person may instead be punished pursuant to subdivision (h) of Section 1170 if that person has one or more prior convictions for an offense specified in clause (iv) of subparagraph (C) of paragraph (2) of subdivision (e) of Section 667 or for an offense requiring registration pursuant to subdivision (c) of Section 290.

(b) This section shall not be applicable to any theft that may be charged as an infraction pursuant to any other provision of law.

SEC. 9. Section 496 of the Penal Code is amended to read:

496. (a) Every person who buys or receives any property that has been stolen or that has been obtained in any manner constituting theft or extortion, knowing the property to be so stolen or obtained, or who conceals, sells, withholds, or aids in concealing, selling, or withholding any property from the owner, knowing the property to be so stolen or obtained, shall be punished by imprisonment in a county jail for not more than one year, or imprisonment pursuant to subdivision (h) of Section 1170. However, ~~if the district attorney or the grand jury determines that this action would be in the interests of justice, the district attorney or the grand jury, as the case may be, may,~~ if the value of the property does not exceed nine hundred fifty dollars (\$950), ~~specify in the accusatory pleading that the offense shall be a misdemeanor, punishable only by imprisonment in a county jail not exceeding one year, if such person has no prior convictions for an offense specified in clause (iv) of subparagraph (C) of paragraph (2) of subdivision (e) of Section 667 or for an offense requiring registration pursuant to subdivision (c) of Section 290.~~ A principal in the actual theft of the property may be convicted pursuant to this section. However, no person may be convicted both pursuant to this section and of the theft of the same property.

(b) Every swap meet vendor, as defined in Section 21661 of the Business and Professions Code, and every person whose principal business is dealing in, or collecting, merchandise or personal property, and every agent, employee, or representative of that person, who buys or receives any property of a value in excess of nine hundred fifty dollars (\$950) that has been stolen or obtained in any manner constituting theft or extortion, under circumstances that should cause the person, agent, employee, or representative to make reasonable inquiry to ascertain that the person from whom the property was bought or received had the legal right to sell or deliver it, without making a reasonable inquiry, shall be punished by imprisonment in a county jail for not more than one year, or imprisonment pursuant to subdivision (h) of Section 1170. Every swap meet vendor, as defined in Section 21661 of the Business and Professions Code, and every person whose principal business is dealing in, or collecting, merchandise or personal property, and every agent, employee, or representative of that person, who buys or receives any property of a value of nine hundred fifty dollars (\$950) or less that has been stolen or obtained in any manner constituting theft or extortion, under circumstances that should cause the person, agent, employee, or representative to make reasonable inquiry to ascertain that the person from whom the property was bought or received had the legal right to sell or deliver it, without making a reasonable inquiry, shall be guilty of a misdemeanor.

(c) Any person who has been injured by a violation of subdivision (a) or (b) may bring an action for three times the amount of actual damages, if any, sustained by the plaintiff, costs of suit, and reasonable attorney's fees.

(d) Notwithstanding Section 664, any attempt to commit any act prohibited by this section, except an offense specified in the accusatory pleading as a misdemeanor, is punishable by imprisonment in a county jail for not more than one year, or by imprisonment pursuant to subdivision (h) of Section 1170.

SEC. 10. Section 666 of the Penal Code is amended to read:

666. ~~(a) Notwithstanding Section 490, every person who, having been convicted three or more times of petty theft, grand theft, a conviction pursuant to subdivision (d) or (e) of Section 368, auto theft under Section 10851 of the Vehicle Code, burglary, carjacking, robbery, or a felony violation of Section 496 and having served a term therefor in any penal institution or having been imprisoned therein as a condition of probation for that offense, and who is subsequently convicted of petty theft, is punishable by imprisonment in a county jail not exceeding one year, or imprisonment pursuant to subdivision (h) of Section 1170.~~

~~(b) (a) Notwithstanding Section 490, any person described in subdivision (b) paragraph (1) who, having been convicted of petty theft, grand theft, a conviction pursuant to subdivision (d) or (e) of Section 368, auto theft under Section 10851 of the Vehicle Code, burglary, carjacking, robbery, or a felony violation of Section 496, and having served a term of imprisonment therefor in any penal institution or having been imprisoned therein as a condition of probation for that offense, and who is subsequently convicted of petty theft, is punishable by imprisonment in the county jail not exceeding one year, or in the state prison.~~

~~(1) (b) This subdivision Subdivision (a) shall apply to any person who is required to register pursuant to the Sex Offender Registration Act, or who has a prior violent or serious felony conviction, as specified in subdivision (c) of Section 667.5 or subdivision (c) of Section 1192.7 clause (iv) of subparagraph (C) of paragraph (2) of subdivision (e) of Section 667, or has a conviction pursuant to subdivision (d) or (e) of Section 368.~~

~~(2) (c) This subdivision section shall not be construed to preclude prosecution or punishment pursuant to subdivisions (b) to (i), inclusive, of Section 667, or Section 1170.12.~~

SEC. 11. Section 11350 of the Health and Safety Code is amended to read:

11350. (a) Except as otherwise provided in this division, every person who possesses (1) any controlled substance specified in subdivision (b), ~~or (c), (e),~~ or paragraph (1) of subdivision (f) of Section 11054, specified in paragraph (14), (15), or (20) of subdivision (d) of Section 11054, or specified in subdivision (b) or (c) of Section 11055, or specified in subdivision (h) of Section 11056, or (2) any controlled substance classified in Schedule III, IV, or V which is a narcotic drug, unless upon the written prescription of a physician, dentist, podiatrist, or veterinarian licensed to practice in this state, shall be punished by imprisonment *in a county jail for not more than one year, except that such person shall instead be punished* pursuant to subdivision (h) of Section 1170 of the Penal Code *if that person has one or more prior convictions for an offense specified in clause (iv) of subparagraph (C) of paragraph (2) of subdivision (e) of Section 667 of the Penal Code or for an offense requiring registration pursuant to subdivision (c) of Section 290 of the Penal Code.*

~~(b) Except as otherwise provided in this division, every person who possesses any controlled substance specified in subdivision (e) of Section 11054 shall be punished by imprisonment in a county jail for not more than one year or pursuant to subdivision (h) of Section 1170 of the Penal Code.~~

~~(e) (b) Except as otherwise provided in this division, whenever a person who possesses any of the controlled substances specified in subdivision (a) or (b), the judge~~

may, in addition to any punishment provided for pursuant to subdivision (a) ~~or (b)~~, assess against that person a fine not to exceed seventy dollars (\$70) with proceeds of this fine to be used in accordance with Section 1463.23 of the Penal Code. The court shall, however, take into consideration the defendant's ability to pay, and no defendant shall be denied probation because of his or her inability to pay the fine permitted under this subdivision.

~~(d)~~ (c) Except in unusual cases in which it would not serve the interest of justice to do so, whenever a court grants probation pursuant to a felony conviction under this section, in addition to any other conditions of probation which may be imposed, the following conditions of probation shall be ordered:

(1) For a first offense under this section, a fine of at least one thousand dollars (\$1,000) or community service.

(2) For a second or subsequent offense under this section, a fine of at least two thousand dollars (\$2,000) or community service.

(3) If a defendant does not have the ability to pay the minimum fines specified in paragraphs (1) and (2), community service shall be ordered in lieu of the fine.

SEC. 12. Section 11357 of the Health and Safety Code is amended to read:

11357. (a) Except as authorized by law, every person who possesses any concentrated cannabis shall be punished by imprisonment in the county jail for a period of not more than one year or by a fine of not more than five hundred dollars (\$500), or by both such fine and imprisonment, ~~or shall be punished by imprisonment pursuant to subdivision (h) of Section 1170 of the Penal Code except that such person may instead be punished pursuant to subdivision (h) of Section 1170 of the Penal Code if that person has one or more prior convictions for an offense specified in clause (iv) of subparagraph (C) of paragraph (2) of subdivision (e) of Section 667 of the Penal Code or for an offense requiring registration pursuant to subdivision (c) of Section 290 of the Penal Code.~~

(b) Except as authorized by law, every person who possesses not more than 28.5 grams of marijuana, other than concentrated cannabis, is guilty of an infraction punishable by a fine of not more than one hundred dollars (\$100).

(c) Except as authorized by law, every person who possesses more than 28.5 grams of marijuana, other than concentrated cannabis, shall be punished by imprisonment in a county jail for a period of not more than six months or by a fine of not more than five hundred dollars (\$500), or by both such fine and imprisonment.

(d) Except as authorized by law, every person 18 years of age or over who possesses not more than 28.5 grams of marijuana, other than concentrated cannabis, upon the grounds of, or within, any school providing instruction in kindergarten or any of grades 1 through 12 during hours the school is open for classes or school-related programs is guilty of a misdemeanor and shall be punished by a fine of not more than five hundred dollars (\$500), or by imprisonment in a county jail for a period of not more than 10 days, or both.

(e) Except as authorized by law, every person under the age of 18 who possesses not more than 28.5 grams of marijuana, other than concentrated cannabis, upon the grounds of, or within, any school providing instruction in kindergarten or any of grades 1 through 12 during hours the school is open for classes or school-related programs is guilty of a misdemeanor and shall be subject to the following dispositions:

(1) A fine of not more than two hundred fifty dollars (\$250), upon a finding that a first offense has been committed.

(2) A fine of not more than five hundred dollars (\$500), or commitment to a juvenile hall, ranch, camp, forestry camp, or secure juvenile home for a period of not more than 10 days, or both, upon a finding that a second or subsequent offense has been committed.

SEC. 13. Section 11377 of the Health and Safety Code is amended to read:

11377. (a) Except as authorized by law and as otherwise provided in subdivision (b) or Section 11375, or in Article 7 (commencing with Section 4211) of Chapter 9 of Division 2 of the Business and Professions Code, every person who possesses any controlled substance which is (1) classified in Schedule III, IV, or V, and which is not a narcotic drug, (2) specified in subdivision (d) of Section 11054, except paragraphs (13), (14), (15), and (20) of subdivision (d), (3) specified in paragraph (11) of subdivision (c) of Section 11056, (4) specified in paragraph (2) or (3) of subdivision (f) of Section 11054, or (5) specified in subdivision (d), (e), or (f) of Section 11055, unless upon the prescription of a physician, dentist, podiatrist, or veterinarian, licensed to practice in this state, shall be punished by imprisonment in a county jail for a period of not more than one year ~~or pursuant to subdivision (h) of Section 1170 of the Penal Code, except that such person may instead be punished pursuant to subdivision (h) of Section 1170 of the Penal Code if that person has one or more prior convictions for an offense specified in clause (iv) of subparagraph (C) of paragraph (2) of subdivision (e) of Section 667 of the Penal Code or for an offense requiring registration pursuant to subdivision (c) of Section 290 of the Penal Code.~~

~~(b) (1) Any person who violates subdivision (a) by unlawfully possessing a controlled substance specified in subdivision (f) of Section 11056, and who has not previously been convicted of a violation involving a controlled substance specified in subdivision (f) of Section 11056, is guilty of a misdemeanor.~~

~~(2) Any person who violates subdivision (a) by unlawfully possessing a controlled substance specified in subdivision (g) of Section 11056 is guilty of a misdemeanor.~~

~~(3) Any person who violates subdivision (a) by unlawfully possessing a controlled substance specified in paragraph (7) or (8) of subdivision (d) of Section 11055 is guilty of a misdemeanor.~~

~~(4) Any person who violates subdivision (a) by unlawfully possessing a controlled substance specified in paragraph (8) of subdivision (f) of Section 11057 is guilty of a misdemeanor.~~

~~(c) (b) In addition to any fine assessed under subdivision (b), the judge may assess a fine not to exceed seventy dollars (\$70) against any person who violates subdivision (a), with the proceeds of this fine to be used in accordance with Section 1463.23 of the Penal Code. The court shall, however, take into consideration the defendant's ability to pay, and no defendant shall be denied probation because of his or her inability to pay the fine permitted under this subdivision.~~

SEC. 14. Section 1170.18 is added to the Penal Code, to read:

1170.18. (a) A person currently serving a sentence for a conviction, whether by trial or plea, of a felony or felonies who would have been guilty of a misdemeanor under the act that added this section ("this act") had this act been in effect at the time of the offense

may petition for a recall of sentence before the trial court that entered the judgment of conviction in his or her case to request resentencing in accordance with Sections 11350, 11357, or 11377 of the Health and Safety Code, or Section 459.5, 473, 476a, 490.2, 496, or 666 of the Penal Code, as those sections have been amended or added by this act.

(b) Upon receiving a petition under subdivision (a), the court shall determine whether the petitioner satisfies the criteria in subdivision (a). If the petitioner satisfies the criteria in subdivision (a), the petitioner's felony sentence shall be recalled and the petitioner resentenced to a misdemeanor pursuant to Sections 11350, 11357, or 11377 of the Health and Safety Code, or Section 459.5, 473, 476a, 490.2, 496, or 666 of the Penal Code, those sections have been amended or added by this act, unless the court, in its discretion, determines that resentencing the petitioner would pose an unreasonable risk of danger to public safety. In exercising its discretion, the court may consider all of the following:

(1) The petitioner's criminal conviction history, including the type of crimes committed, the extent of injury to victims, the length of prior prison commitments, and the remoteness of the crimes.

(2) The petitioner's disciplinary record and record of rehabilitation while incarcerated.

(3) Any other evidence the court, within its discretion, determines to be relevant in deciding whether a new sentence would result in an unreasonable risk of danger to public safety.

(c) As used throughout this Code, "unreasonable risk of danger to public safety" means an unreasonable risk that the petitioner will commit a new violent felony within the meaning of clause (iv) of subparagraph (C) of paragraph (2) of subdivision (e) of Section 667.

(d) A person who is resentenced pursuant to subdivision (b) shall be given credit for time served and shall be subject to parole for one year following completion of his or her sentence, unless the court, in its discretion, as part of its resentencing order, releases the person from parole. Such person is subject to Section 3000.08 parole supervision by the Department of Corrections and Rehabilitation and the jurisdiction of the court in the county in which the parolee is released or resides, or in which an alleged violation of supervision has occurred, for the purpose of hearing petitions to revoke parole and impose a term of custody.

(e) Under no circumstances may resentencing under this section result in the imposition of a term longer than the original sentence.

(f) A person who has completed his or her sentence for a conviction, whether by trial or plea, of a felony or felonies who would have been guilty of a misdemeanor under this act had this act been in effect at the time of the offense, may file an application before the trial court that entered the judgment of conviction in his or her case to have the felony conviction or convictions designated as misdemeanors.

(g) If the application satisfies the criteria in subdivision (f), the court shall designate the felony offense or offenses as a misdemeanor.

(h) Unless requested by the applicant, no hearing is necessary to grant or deny an application filed under subsection (f).

(i) The provisions of this section shall not apply to persons who have one or more prior convictions for an offense specified in clause (iv) of subparagraph (C) of paragraph

(2) of subdivision (e) of Section 667 or for an offense requiring registration pursuant to subdivision (c) of Section 290.

(j) Any petition or application under this section shall be filed within three years after the effective date of the act that added this section or at a later date upon a showing of good cause.

(k) Any felony conviction that is recalled and resentenced under subdivision (b) or designated as a misdemeanor under subdivision (g) shall be considered a misdemeanor for all purposes, except that such resentencing shall not permit that person to own, possess, or have in his or her custody or control any firearm or prevent his or her conviction under Chapter 2 (commencing with Section 29800) of Division 9 of Title 4 of Part 6.

(l) If the court that originally sentenced the petitioner is not available, the presiding judge shall designate another judge to rule on the petition or application.

(m) Nothing in this section is intended to diminish or abrogate any rights or remedies otherwise available to the petitioner or applicant.

(n) Nothing in this and related sections is intended to diminish or abrogate the finality of judgments in any case not falling within the purview of this act.

(o) A resentencing hearing ordered under this act shall constitute a "post-conviction release proceeding" under paragraph (7) of subdivision (b) of Section 28 of Article I of the California Constitution (Marsy's Law).

SEC. 15. Amendment.

This act shall be broadly construed to accomplish its purposes. The provisions of this measure may be amended by a two-thirds vote of the members of each house of the Legislature and signed by the Governor so long as the amendments are consistent with and further the intent of this act. The Legislature may by majority vote amend, add, or repeal provisions to further reduce the penalties for any of the offenses addressed by this act.

SEC. 16. Severability.

If any provision of this measure, or part of this measure, or the application of any provision or part to any person or circumstances, is for any reason held to be invalid, the remaining provisions, or applications of provisions, shall not be affected, but shall remain in full force and effect, and to this end the provisions of this measure are severable.

SEC. 17. Conflicting Initiatives.

(a) This act changes the penalties associated with certain nonserious, nonviolent crimes. In the event that this measure and another initiative measure or measures relating to the same subject appear on the same statewide election ballot, the provisions of the other measure or measures shall be deemed to be in conflict with this measure. In the event that this measure receives a greater number of affirmative votes, the provisions of this measure shall prevail in their entirety, and the provisions of the other measure shall be null and void. However, in the event that this measure and another measure or measures containing provisions that eliminate penalties for the possession of concentrated cannabis are approved at the same

election, the voters intend such provisions relating to concentrated cannabis in the other measure or measures to prevail, regardless of which measure receives a greater number of affirmative votes. The voters also intend to give full force and effect to all other applications and provisions of this measure, and the other measure or measures, but only to the extent the other measure or measures are not inconsistent with the provisions of this act.

(b) If this measure is approved by the voters but superseded by law by any other conflicting measure approved by the voters at the same election, and the conflicting ballot measure is later held invalid, this measure shall be self-executing and given full force and effect.

SEC. 18. Liberal Construction.

This act shall be liberally construed to effectuate its purposes.

DRAFT: 10/17/16

**Attachment B
Assembly Bill 1056**

Assembly Bill No. 1056

[Approved by Governor October 02, 2015. Filed with Secretary of State
October 02, 2015.]

AB 1056, Atkins. Second Chance Program.

(1) Existing law, until January 1, 2020, establishes the Social Innovation Financing Program, and requires the Board of State and Community Corrections to administer the program. Existing law, among other things, authorizes the board, upon appropriation of funds by the Legislature for deposit into the Recidivism Reduction Fund, to award grants in amounts of not less than \$500,000 and not more than \$2,000,000 to each of 3 counties, selected as specified, for the purpose of entering into a pay for success or social innovation financing contract, pursuant to which private investors agree to provide financing to service providers to achieve social outcomes agreed upon in advance and the government agency that is a party to the contractual agreement agrees to pay a return on the investment to the investors if successful programmatic outcomes are achieved by the service provider. Existing law limits the total amount of the grants awarded to \$5,000,000. Existing law requires each county receiving an award to report annually to the Governor and Legislature on the status of its program. Existing law requires the board to compile the county reports and submit a summary report to the Governor and the Legislature annually.

This bill would extend the operation of that program and the reporting requirements until January 1, 2022.

This bill would also require the board to administer a competitive grant program that focuses on community-based solutions for reducing recidivism. The bill would establish minimum criteria for the grant program and would require the board to establish an executive steering committee, as specified, to make recommendations regarding the design, efficacy, and viability of proposals and to make recommendations on guidelines for the submission of proposals for the grant program, including threshold or scoring criteria, or both. Among other things, the bill would require those guidelines to prioritize proposals that advance principles of restorative justice while demonstrating a capacity to reduce recidivism, and that leverage certain other federal, state, and local funds or social investments. The bill would define recidivism, for the purposes of these provisions, as a conviction of a new felony or misdemeanor committed within 3 years of release from custody or committed within 3 years of placement on supervision for a previous criminal conviction.

(2) The Safe Neighborhoods and Schools Act establishes within the State Treasury the Safe Neighborhoods and Schools Fund to receive moneys transferred from the General Fund in an amount equal to the savings resulting from the implementation of the act, as specified. The act requires that 65% of the moneys in the Safe Neighborhoods and Schools Fund be allocated the Board of State and Community Corrections to administer a grant program to public agencies aimed at supporting specified types of programs, including diversion programs, for people in the criminal justice system with an emphasis on programs that reduce recidivism, as specified.

This bill would create the Second Chance Fund in the State Treasury for the purpose of funding the above-described recidivism reduction program. The bill would require the Controller, upon order of the Director of Finance, to transfer the moneys available to the Board of State and Community Corrections from the Safe Neighborhoods and Schools Fund into the Second Chance Fund. The bill would also authorize the Second Chance Fund to receive moneys from any other federal, state, or local grant, or from any private donation. The bill would prohibit the board from using the moneys in the fund to supplant existing programs and from spending more than 5% per year of the total moneys in the fund for administrative purposes.

The bill would require the board to administer these provisions, and moneys in the fund would be continuously appropriated to the board for expenditure for these purposes. By creating a continuously appropriated fund, this bill would make an appropriation.

(3) The Safe Neighborhoods and Schools Act provides that its provisions may be amended by a statute, passed by a $\frac{2}{3}$ vote of each house of the Legislature and signed by the Governor, that is consistent with and furthers the intent of the act.

This bill would declare that its provisions further the intent of the Safe Neighborhoods and Schools Act.

BILL TEXT

THE PEOPLE OF THE STATE OF CALIFORNIA DO ENACT AS FOLLOWS:

SECTION 1.

The Legislature finds and declares all of the following:

(a) California voters approved Proposition 47, known as the Safe Neighborhoods and Schools Act of 2014. The measure was enacted to ensure that prison spending is focused on violent and serious offenses, to maximize alternatives for nonviolent and nonserious crime, and to invest the resulting savings into prevention and support programs.

(b) Research has shown that people in the criminal justice system disproportionately suffer from mental health issues and substance use disorders. Nationally, over one-half of all people in prisons or jails have experienced a mental health issue within the last year, and over one-half of women and 44 percent of men in jail have a drug or alcohol dependency.

(c) People in the criminal justice system and formerly incarcerated individuals have difficulty securing housing and employment following their incarceration. These challenges are compounded for people living with mental health issues or substance use disorders. As a result, many formerly incarcerated people, especially those with mental health issues or substance abuse disorders experience homelessness. Experiencing homelessness greatly increases the likelihood that a formerly incarcerated person will recidivate.

(d) Offering people in the criminal justice system and formerly incarcerated individuals meaningful access to mental health services, substance use treatment services, housing, housing-related job assistance, job skills training, and other community-based supportive services has been shown to decrease the likelihood of future contact with law enforcement and the criminal justice system.

(e) Prioritizing the state savings realized by the implementation of the Safe Neighborhoods and Schools Act of 2014 for projects that combine mental health services, substance use treatment services, housing, housing-related job assistance, job skills training, and other community-based supportive services will help the state meaningfully reduce recidivism.

(f) By prioritizing projects that offer comprehensive interventions, the Legislature intends for public agencies, nonprofits, and other community-based providers of services to people in the criminal justice system and formerly incarcerated individuals to leverage additional federal, state, and local funds for social investment resources.

(g) The Legislature intends to promote the use of restorative justice principles in addressing recidivism.

SEC. 2.

Section 97013 of the Government Code is amended to read:

97013.

(a) Each county receiving an award shall report annually to the board on the status of its ongoing social innovation financing program. The report shall also contain an accounting of the moneys awarded.

(b) The board shall compile the county reports and submit a summary report to the Governor and Legislature annually.

(c) A report made pursuant to this section shall be made in accordance with the requirements of Section 9795.

(d) This section shall remain in effect only until January 1, 2022, and as of that date is repealed, unless a later enacted statute, that is enacted before January 1, 2022, deletes or extends that date.

SEC. 3.

Section 97015 of the Government Code is amended to read:

97015.

This title shall remain in effect only until January 1, 2022, and as of that date is repealed, unless a later enacted statute, that is enacted before January 1, 2022, deletes or extends that date.

SEC. 4.

Article 5 (commencing with Section 6046) is added to Chapter 5 of Title 7 of Part 3 of the Penal Code, to read:

Article 5. Second Chance Program

6046.

(a) The purpose of this article is to build safer communities by investing in community-based programs, services, and initiatives for formerly incarcerated individuals in need of mental health and substance use treatment services.

(b) The program established pursuant to this article shall be restricted to supporting mental health treatment, substance use treatment, and diversion programs for persons in the criminal justice system, with an emphasis on programs that reduce recidivism of persons convicted of less serious crimes, such as those covered by the Safe Neighborhoods and Schools Act of 2014, and those who have substance use and mental health problems.

(c) The Board of State and Community Corrections shall administer a grant program established pursuant to this article.

6046.1.

For the purposes of this article, the following definitions shall apply:

(a) "Board" means the Board of State and Community Corrections.

(b) "Fund" means the Second Chance Fund established pursuant to Section

6046.2.

(c) "Public agency" means a county, city, whether a general law city or a chartered city, or city and county, the duly constituted governing body of an Indian reservation or rancheria, a school district, municipal corporation, district, political subdivision, or any board, commission, or agency thereof, entities that are legislative bodies of a local agency pursuant to subdivision (c) or (d) of Section 54952 of the Government Code, a housing authority organized pursuant to Part 2 (commencing with Section 34200) of Division 24 of the Health and Safety Code, a state agency, public district, or other political subdivision of the state, or any instrumentality thereof, which is authorized to engage in or assist in the development or operation of housing for persons and families of low or moderate income.

(d) "Recidivism" means a conviction of a new felony or misdemeanor committed within three years of release from custody or committed within three years of placement on supervision for a previous criminal conviction.

6046.2.

(a) The Second Chance Fund is hereby created in the State Treasury. The board shall be responsible for administering the fund. Moneys in the fund are hereby continuously appropriated without regard to fiscal year for the purposes of this article.

(b) (1) The Controller, upon order of the Director of Finance, shall transfer moneys available to the Board of State and Community Corrections pursuant to paragraph (3) of subdivision (a) of Section 7599.2 of the Government Code into the Second Chance Fund.

(2) The Second Chance Fund may receive moneys from any other federal, state, or local grant, or from any private donation or grant, for the purposes of this article.

(c) The board shall not spend more than 5 percent annually of the moneys in the fund for administrative costs.

6046.3.

(a) The board shall administer a competitive grant program to carry out the purposes of this article that focuses on community-based solutions for reducing recidivism. The grant program shall, at minimum, do all of the following:

(1) Restrict eligibility to proposals designed to serve people who have been arrested, charged with, or convicted of a criminal offense and have a history of mental health or substance use disorders.

(2) Restrict eligibility to proposals that offer mental health services, substance use disorder treatment services, misdemeanor diversion programs, or some combination thereof.

(3) Restrict eligibility to proposals that have a public agency as the lead applicant.

(b) The board shall form an executive steering committee that includes, but is not limited to, a balanced and diverse membership from relevant state and local government entities, community-based treatment and service providers, and the formerly incarcerated community. The committee shall have expertise in homelessness and housing, behavioral health and substance abuse treatment, and effective rehabilitative treatment for adults and juveniles. The committee shall make recommendations regarding the design, efficacy, and viability of proposals, and make recommendations on guidelines for the submission of proposals, including threshold or scoring criteria, or both, that do all of the following:

(1) Prioritize proposals that advance principles of restorative justice while demonstrating a capacity to reduce recidivism.

(2) Prioritize proposals that leverage other federal, state, and local funds or other social investments, such as the following sources of funding:

(A) The Drug Medi-Cal Treatment Program (22 Cal. Code Regs. 51341.1, 51490.1, and 51516.1).

(B) The Mental Health Services Act, enacted by Proposition 63 at the November 2, 2004, general election, as amended.

(C) Funds provided for in connection with the implementation of Chapter 15 of the Statutes of 2011.

(D) The Community Corrections Performance Incentives Act (Stats. 2009, Ch. 608; Chapter 3 (commencing with Section 1228) of Title 8 of Part 2).

(E) The tax credits established pursuant to Sections 12209, 17053.57, and 23657 of the Revenue and Taxation Code.

(F) The federal Department of Housing and Urban Development funds, such as the Emergency Solutions Grant program (42 U.S.C. Sec. 11371 et seq.).

(G) The federal Department of Veterans Affairs Supportive Services for Veteran Families program (38 U.S.C. Sec. 2044).

(H) Social Innovation Funds established by the Corporation for National and Community Service pursuant to Section 12653k of Title 42 of the United States Code.

(I) The Edward Byrne Memorial Justice Assistance Grant Program (42 U.S.C. Sec. 3750 et seq.).

(3) Prioritize proposals that provide for all of the following:

(A) Mental health services, substance use disorder treatment services, misdemeanor diversion programs, or some combination thereof.

(B) Housing-related assistance that utilizes evidence-based models, including, but not limited to, those recommended by the federal Department of Housing and Urban Development. Housing-related assistance may include, but is not limited to, the following:

(i) Financial assistance, including security deposits, utility payments, moving-cost assistance, and up to 24 months of rental assistance.

(ii) Housing stabilization assistance, including case management, relocation assistance, outreach and engagement, landlord recruitment, housing navigation and placement, and credit repair.

(C) Other community-based supportive services, such as job skills training, case management, and civil legal services.

(4) Prioritize proposals that leverage existing contracts, partnerships, memoranda of understanding, or other formal relationships to provide one or more of the services prioritized in paragraph (3).

(5) Prioritize proposals put forth by a public agency in partnership with a philanthropic or nonprofit organization.

(6) Prioritize proposals that promote interagency and regional collaborations.

(7) Consider ways to promote services for people with offenses identical or similar to those addressed by the Safe Neighborhoods and Schools Act of 2014, without precluding assistance to a person with other offenses in his or her criminal history.

(8) Consider geographic diversity.

(9) Consider appropriate limits for administrative costs and overhead.

(10) Consider proposals that provide services to juveniles.

(11) Permit proposals to expand the capacity of an existing program and prohibit proposals from using the fund to supplant funding for an existing program.

SEC. 5.

The Legislature finds and declares that this act furthers the intent of the Safe Neighborhoods and Schools Act enacted by Proposition 47 at the November 4, 2014, general election.

DRAFT: 10/11/16

Attachment C Definitions of Key Terms

Note: The terms in Attachment C will be alphabetized in the final RFP.

Goal versus Objective

Goals and objectives are terms in common use, sometimes used interchangeably because both refer to the intended results of program activities. Goals are longer-term than objectives, more broadly stated and govern the specific objectives to which program activities are directed.

In proposals, goals are defined by broad statements of what the program intends to accomplish, representing the long-term intended outcome of the program¹.

Examples of goal statements²:

- To reduce the number of serious and chronic juvenile offenders.
- To divert nonviolent juvenile offenders from state juvenile correctional institutions.
- To restore the losses suffered by the victims of crimes.

Objectives are defined by statements of specific, measurable aims of program activities³. Objectives detail the tasks that must be completed to achieve goals⁴. Descriptions of objectives in the proposals should include three elements⁵:

- 1) Direction – the expected change or accomplishment (e.g., improve, maintain);
- 2) Timeframe – when the objective will be achieved; and
- 3) Target Population– who is affected by the objective.

Examples of program objectives⁶:

¹ Justice Research and Statistics Association, Juvenile Justice Evaluation Center. (2003, June). *Juvenile Justice Program Evaluation: An overview (Second Edition)*. Retrieved from <http://www.jrsa.org/njiec/publications/program-evaluation.pdf>. See also New York State Division of Criminal Justice Services. *A Guide to Developing Goals and Objectives for Your Program*. Retrieved from <http://www.criminaljustice.ny.gov/ofpa/goalwrite.htm>.

² Justice Research and Statistics Association, Juvenile Justice Evaluation Center. (2003, June). *Juvenile Justice Program Evaluation: An overview (Second Edition)* p. 4. Retrieved from <http://www.jrsa.org/njiec/publications/program-evaluation.pdf>.

³ National Center for Justice Planning. Overview of Strategic Planning. *Where Do We Want to Be? Goals and Objectives*. Retrieved from <http://ncjp.org/strategic-planning/overview/where-do-we-want-be/goals-objectives>.

⁴ *Id.*; see *supra* fn 1.

⁵ Justice Research and Statistics Association, Juvenile Justice Evaluation Center. (2003, June). *Juvenile Justice Program Evaluation: An overview (Second Edition)* p. 5. Retrieved from <http://www.jrsa.org/njiec/publications/program-evaluation.pdf>.

⁶ *Id.*

- By the end of the program, young, drug-addicted juveniles will recognize the long-term consequences of drug use.
 - To place eligible juveniles in an intensive supervision program within two weeks of adjudication to ensure offender accountability and community safety.
- To ensure that juvenile offenders carry out all of the terms of the mediation agreements they have worked out with their victims by program completion.

Evaluation: Process Evaluation versus Outcome Evaluation

Process Evaluation⁷

The purpose of the process evaluation is to assess how program activities are being carried out in accordance with goals and objectives. Process measures are designed to answer the question: “What is the program actually doing and is this what we planned it to do?” Examples of process measures include:

- Project staff have been recruited, hired and trained according to the Proposition 47 Project Work Plan.
- Activities/strategies have been implemented on time according to the Proposition 47 Project Work Plan.
- Number of interagency agreements entered into by the program compared to the number planned.
- Number of trainings conducted.
- Number of neighborhood meetings conducted.

Outcome Evaluation⁸

The purpose of the outcome evaluation is to identify whether the program “worked” in terms of achieving its goals and objectives. Outcome measures are designed to answer the question: “What results did the program produce?” Examples of outcome measures include:

- Results of pre/post surveys (e.g., changes in the reported confidence/trust in law enforcement among community members).
- Implementation of regular, ongoing community forums where law enforcement/community dialogue takes place.
- Changes in policies at the Lead Agency level to reflect procedural justice principles.

In an evidence-based practice approach, outcome evaluations must include not only the measures but also analysis of the extent to which the measured results can be attributed to the program rather than to coincidence or alternative explanations.

⁷ *Id.* at p. 7.

⁸ *Id.* at pp. 7-8.

Recidivism

Recidivism is defined as conviction of a new felony or misdemeanor committed within three years of release from custody or committed within three years of placement on supervision for a previous criminal conviction.⁹

Trauma-Informed Care¹⁰

According to the Substance Abuse and Mental Health Services Administration, “A program, organization, or system that is trauma-informed:

- Realizes the widespread impact of trauma and understands potential paths for recovery;
- Recognizes the signs and symptoms of trauma in clients, families, staff, and others involved with the system;
- Responds by fully integrating knowledge about trauma into policies, procedures, and practices; and
- Seeks to actively resist re-traumatization

SAMHSA’s concept of trauma-informed care is guided by six key principles:

- Safety
- Trustworthiness and transparency
- Peer support
- Collaboration and mutuality
- Empowerment, voice and choice
- Cultural, historical, and gender issues.

NOTE TO ESC; ESC DECISION POINT. THE ESC MUST REVIEW THESE SAMPLE DEFINITIONS FOR THE FOLLOWING ADDITIONAL TERMS IDENTIFIED AT THE LAST MEETING.

Diversion Programs

In the context of criminal law, diversion refers to diverting a defendant out of the criminal justice system by having them complete a diversion program rather than be incarcerated or serve another alternative sentence. Criminal charges are typically dropped when a defendant successfully completes a diversion program. The purpose of a diversion program is to effect rehabilitation while avoiding the stigma of a criminal conviction.

A diversion program allows the offender to avoid prosecution by completing various requirements for the program. These requirements could include:

1. Education aimed at preventing future offenses by the offender;

⁹ Cal. Penal Code § 6046.2(d)). “Committed” refers to the date of offense, not the date of conviction.

¹⁰ Substance Abuse and Mental Health Services Administration, U.S. Department of Health and Human Services. *Trauma-informed Approach and Trauma-Specific Interventions*. Retrieved July 22, 2016, from <http://www.samhsa.gov/nctic/trauma-interventions>

2. Restitution to victims of the offense;
3. Completion of community service hours;
4. Avoiding situations for a specified period of time in the future that may lead to committing another such offense.

Diversion programs are usually only available to defendants charged with misdemeanors and nonviolent felonies involving drugs or alcohol. In some jurisdictions, diversion may be available to defendants charged with domestic violence, child abuse or neglect, traffic-related offenses, or even writing bad checks. Diversion programs are primarily governed by state laws, which vary by state.

A diversion program in the criminal justice system is usually run by a law enforcement agency, probation department, court, or district attorney's office. Problem-solving courts typically include a diversion component as part of their program.

Restorative Justice

Restorative justice is an evolving response to wrongdoing that respects the dignity and equality of each person, builds understanding, and promotes social harmony through the healing of survivors, those who have committed wrongdoing and communities.

Restorative justice provides an opportunity for survivors to obtain reparation, feel safer and seek healing; allows those who have committed wrongdoing to gain insight into the causes and effects of their behavior, to take responsibility in a meaningful way and seek healing; and enables communities to understand the underlying causes of wrongdoing, to promote community well-being and to prevent crime.

Substance Use Disorder Treatment

According to the Substance Abuse and Mental Health Services Administration, a treatment system for substance use disorders could be comprised of multiple service components, including the following:

- Individual and group counseling
- Inpatient and residential treatment
- Intensive outpatient treatment
- Partial hospital programs
- Case or care management
- Medication
- Recovery support services
- 12-Step fellowship
- Peer supports

According to the Mayo Clinic, examples of addiction treatment services could include:

- A. Chemical Dependence Treatment Programs
These treatment programs usually offer:
 - Individual, group or family therapy sessions

- A focus on understanding the nature of addiction and preventing relapse
- Levels of care and settings that vary depending on your needs, such as outpatient, residential and inpatient programs

B. Detoxification

The goal of detoxification, also called "detox" or withdrawal therapy, is to enable an individual to stop taking the addicting drug as quickly and safely as possible. For some people, it may be safe to undergo withdrawal therapy on an outpatient basis. Others may need admission to a hospital or a residential treatment center.

Withdrawal from different categories of drugs — such as depressants, stimulants or opioids — produces different side effects and requires different approaches. Detoxification may involve gradually reducing the dose of the drug or temporarily substituting other substances, such as methadone, buprenorphine, or a combination of buprenorphine and naloxone.

C. Counseling

As part of a drug treatment program, counseling can be done by a psychologist, psychiatrist, or licensed alcohol and drug counselor with an individual, family or group. The therapist or counselor can:

- Help an individual develop ways to cope with drug cravings.
- Suggest strategies to avoid drugs and prevent relapse.
- Offer suggestions on how to deal with a relapse if it occurs.
- Talk about issues regarding an individual's job, legal problems, or relationships with family and friends.
- Include family members to help an individual develop better communication skills and be supportive.

D. Self-Help Groups

Many, though not all, self-help support groups use the 12-step model first developed by Alcoholics Anonymous. Self-help groups, such as Narcotics Anonymous, help people who are addicted to drugs.

The self-help support group message is that addiction is a chronic disorder with a danger of relapse. Self-help support groups can decrease the sense of shame and isolation that can lead to relapse.

Mental Health Services

Sample 1. San Francisco Department of Public Health, Integrated Mental Health Services Act Categories

Recovery-Oriented Treatment Services

- Includes services traditionally provided in the mental health system (e.g., individual or group therapy, medication management, residential treatment)

- Uses strengths-based recovery approaches

Mental Health Promotion & Early Intervention (PEI) Services

- Aims to reduce risk factors
- Promotes a holistic view of wellness

Delivers Programs in Community Settings

- Offers recovery and other support services that are provided by consumers and family members

Peer-to-Peer Support Services

- Helps consumers secure employment (e.g., training, job search assistance and retention services)

Vocational Services

- Facilitates access to short-term stabilization housing

Housing

- Recruits members from unrepresented and under-represented communities who are homeless or at risk of homelessness secure or retain permanent housing

Behavioral Health Workforce Development

- Develops skills to work effectively in the mental health field

Capital Facilities/ Information Technology

- Improves facilities
- Increase client access to personal health information

<https://www.sfdph.org/dph/comupg/oservices/mentalHlth/MHSA/>

Sample 2. Los Angeles County Department of Mental Health

Adult System of Care

Services typically provided are: assessment, therapy, medication, case management/brokerage, crisis intervention, and other supportive services related to housing, prevocational and employment. These services are intended to reduce psychiatric symptoms, increase independent functioning and self-reliance so that individuals can achieve the fullest and most productive life.

The Recovery Model is the framework for all adult services and is based on the belief that adults diagnosed with a mental illness can lead productive lives by seeking and maintaining meaningful relationships through employment, education, or volunteer work, and participating fully in their community.

As a result of Mental Health Services Act (MHSA), additional services are available to create a full continuum of care for clients with a different level of mental health needs and

recovery goals. Current Adult MHSA programs include Prevention and Early Intervention (PEI) services, intensive services such as Full Service Partnerships (FSP) and Field Capable Clinical Services (FCCS), recovery focused Wellness Centers, Path and Client Run Services that are designed to support clients who are in later stages of recovery. Through MHSA, ASOC also provides specialty services to our Veterans through the Veterans and Loved Ones Recovery (VALOR) program. Finally, ASOC provides specialty mental health services to families and individuals returning to work through the Cal Works and GROW programs.

Transition Age Youth (TAY) Division

MHSA Community Services and Supports (CSS)

- Full-Service Partnerships (FSP)
- Field Capable Clinical Services (FCCS)
- Probation Camp Services
- Drop-In Centers
- Enhanced Emergency Shelters for TAY (EESP) (Motel Vouchers)
- Permanent Supportive Housing/Project-Based Operating Subsidies for Permanent Housing
- Housing Specialists
- TAY System Navigators

MHSA Prevention and Early Interventions (PEI)

- PEI Programs Brochure
- Center for the Assessment and Prevention of Prodromal States (CAPPS)
- TAY PEI Provider Directory
- Partners in Suicide Prevention Program (PSP)
- Juvenile Justice Transition Aftercare Services (JJTAS)

Commercial Sexual Exploitation of Children and Youth (CSECY)

- Training and Resources

Other

- Independent Living Programs (ILP) Housing

Sample 3. California Mental Health Services Act

The State of California has developed effective models of providing services to children, adults and seniors with serious mental illness. A recent innovative approach, begun under Assembly Bill 34 in 1999, was recognized in 2003 as a model program by the President's Commission on Mental Health. This program combines prevention services with a full range of integrated services to treat the whole person, with the goal of self-sufficiency for those who may have otherwise faced homelessness or dependence on the state for years to come. Other innovations address services to other underserved populations such as traumatized youth and isolated seniors. These successful programs, including prevention, emphasize client-centered, family focused and community-based services

that are culturally and linguistically competent and are provided in an integrated services system.

SECTION 4. Part 3.6 (commencing with Section 5840) of the Welfare and Institutions Code

PART 3.6 PREVENTION AND EARLY INTERVENTION PROGRAMS

Section 5840. Program establishment; components; mental health services provided; preventive strategies; future revision of program elements

(a) The State Department of Mental Health shall establish a program designed to prevent mental illnesses from becoming severe and disabling. The program shall emphasize improving timely access to services for underserved populations.

(b) The program shall include the following components:

(1) Outreach to families, employers, primary care health care providers, and others to recognize the early signs of potentially severe and disabling mental illnesses.

(2) Access and linkage to medically necessary care provided by county mental health programs for children with severe mental illness, as defined in Section 5600.3, and for adults and seniors with severe mental illness, as defined in Section 5600.3, as early in the onset of these conditions as practicable.

(3) Reduction in stigma associated with either being diagnosed with a mental illness or seeking mental health services.

(4) Reduction in discrimination against people with mental illness.

(c) The program shall include mental health services similar to those provided under other programs effective in preventing mental illnesses from becoming severe, and shall also include components similar to programs that have been successful in reducing the duration of untreated severe mental illnesses and assisting people in quickly regaining productive lives.

(d) The program shall emphasize strategies to reduce the following negative outcomes that may result from untreated mental illness:

(1) Suicide.

(2) Incarcerations.

(3) School failure or dropout.

(4) Unemployment.

(5) Prolonged suffering.

(6) Homelessness.

(7) Removal of children from their homes.

<http://www.dhcs.ca.gov/services/MH/Documents/MHSAafterAB100.pdf>

Sample 4. Vermont Department of Mental Health

Vermont's Department of Mental Health funds three major programs that offer or assure access to mental health services through designated agencies in communities all over the state including:

- Community Rehabilitation and Treatment: for adults with diagnoses of severe and persistent mental illness (for example, schizophrenia, bipolar disorder, major depression, and others).
- Adult Outpatient Services: for adults who do not have diagnoses of major mental illnesses but who nevertheless are experiencing serious emotional or behavioral problems that disrupt their lives.
- Emergency Services: for anyone of any age experiencing a mental-health crisis. Emergency services are available to anyone in a mental health crisis, 24 hours a day, 365 days a year.

<http://mentalhealth.vermont.gov/services>

DRAFT: 10/11/11

**Attachment D
State of California:
Contract and General Terms and Conditions (Form STD 213)**

Insert most recent version of contract. Add reporting dates.

DRAFT: 10/17/16

Attachment E
Sample Governing Board Resolution

Before grant funds can be reimbursed, a prospective grantee must either (1) submit a resolution from its Governing Board that delegates authority to the individual authorized to execute the grant agreement or (2) provide sufficient documentation indicating that the prospective grantee has been vested with plenary authority to execute grant agreements (e.g., a municipal ordinance or county ordinance/charter delegating such authority to a city manager or county executive officer).

Below is sample language for a resolution. Applicants are encouraged to submit the resolution with their application.

WHEREAS the **(insert name of Lead Agency)** desires to participate in the Proposition 47 Grant administered by the Board of State and Community Corrections (hereafter referred to as BSCC).

NOW, THEREFORE, BE IT RESOLVED that the **(insert title of designated official)** be authorized on behalf of the **(insert name of Governing Board)** to submit the grant proposal for this funding and sign the Grant Agreement with the BSCC, including any amendments thereof.

BE IT FURTHER RESOLVED that grant funds received hereunder shall not be used to supplant expenditures controlled by this body.

BE IT FURTHER RESOLVED that the **(insert name of Lead Agency)** agrees to abide by the terms and conditions of the Grant Agreement as set forth by the BSCC.

Passed, approved, and adopted by the **(insert name of Governing Board)** in a meeting thereof held on **(insert date)** by the following:

Ayes:
Notes:
Absent:
Signature: _____ Date: _____

Typed Name and Title: _____

ATTEST: Signature: _____ Date: _____

Typed Name and Title: _____

**Attachment F
Proposition 47 Local Advisory Committee Member Roster**

Lead Public Agency:

Individual Name	Job Title	Agency/Organization
------------------------	------------------	----------------------------

DRAFT: 10/17/16

**Attachment G
Proposition 47 Advisory Committee Letter of Agreement**

Note: This letter is to be signed by Lead Agency and all members of the Proposition 47 Local Advisory Committee. Photocopies of signatures are acceptable. Include additional signature lines as necessary.

(Date)

This is a letter of agreement between **(Lead Agency)** and all organizations listed herein for the purposes of applying for the Proposition 47 Grant. All organizations listed herein agree to participate on the local **Proposition 47 Local Advisory Committee** led by **(Lead Agency)** using a collaborative approach. This advisory body will, at a minimum:

- 1) Advise the Lead Agency on how to Identify and prioritize the most pressing needs to be addressed (to include target population, target area, etc.);
- 2) Advise the Lead Agency on how to Identify the strategies, programs and/or services to be undertaken to address those needs;
- 3) Advise on the development of the Proposition 47 Project Work Plan;
- 4) The Lead Agency must host regular community meetings to invite ongoing feedback and non-confidential updates from the local Proposition 47 Advisory Committee and the community.

(Note: Applicants may provide additional information; e.g., explain the detail of collaboration, list the services or support, provide dates and timelines, etc.)

Signed in mutual agreement,

LEAD PUBLIC AGENCY SIGNATURE

X _____
 Signature
Name, Title
Name of Lead Agency
Address

PROPOSITION 47 LOCAL ADVISORY COMMITTEE MEMBER SIGNATURES

X _____
 Signature
Name, Title
Name of Partner Organization
Address

X _____
 Signature
Name, Title
Name of Partner Organization
Address

**Attachment H
Proposition 47 Project Work Plan**

Each public agency applicant must develop a **38-month** Project Work Plan as part of this RFP process. A Project Work Plan identifies measurable goals and objectives, a timeline for the project, activities and services, and the processes and responsible parties necessary to accomplish the goals and objectives. Project Work Plans should be SMART: Specific, Measurable, Attainable, Relevant and Time-Bound.

To build the Proposition 47 Project Work Plan, complete one table for each goal identified in the proposal. Applicants should copy and paste the following tables into a separate document. Continue the numbering sequence started below (1, 2, 3, etc.).

(1) Goal:			
Objectives:			
Project activities that support the identified goal and objectives	Responsible staff/ partners	Timeline	
		Start Date	End Date

(2) Goal:			
Objectives:			
Project activities that support the identified goal and objectives	Responsible staff/ partners	Timeline	
		Start Date	End Date

Attachment I Local Government Impact Letters

The Proposition 47 grant encourages community engagement, innovation and financial leveraging as avenues for communities to develop projects that best fit their needs. In supporting this approach, proposed projects may have unforeseen or unintended impacts on local government agencies that prevent projects from operating as intended (e.g., a significant increase in referrals to county behavioral health, lack of coordination between local agencies that provide similar services, duplication of services, etc.).

To acknowledge any unintended impacts, each Lead Agency is required to:

- Identify each public agency that reasonably could be expected to be impacted by this grant project;
- Submit a Letter of Agreement signed by both the Lead Agency and the impacted public agency that includes the following:
 - The name of the Proposition 47 project and a brief project description;
 - A description of how the Proposition 47 project might impact the public agency; and
 - An explanation of how the Lead Agency and the impacted public agency will work together to address stated impacts.

Attachment J
List of Partner Agencies/Organizations

Lead Public Agency:

Other Public Agency Partners

	Name of Agency	2-3 sentence description of services to be provided
1		
2		
3		
4		
5		

Non-Governmental, Community-Based Partners (if known)

	Name of Organization	2-3 sentence description of services to be provided
1		
2		
3		
4		
5		

**Add additional rows as needed.*

**Attachment X-1
County Population Grouped by Size (in alpha order)**

**Small Counties
(< \$200,000)**

Alpine	1,166
Amador	37,707
Calaveras	45,207
Colusa	21,948
Del Norte	26,811
El Dorado	183,750
Glenn	28,668
Humboldt	135,116
Imperial	185,831
Inyo	18,650
Kings	150,373
Lake	64,306
Lassen	30,780
Madera	155,349
Mariposa	18,159
Mendocino	88,378
Modoc	9,638
Mono	13,721
Napa	142,028
Nevada	98,095
Plumas	19,879
San Benito	56,648
Shasta	178,592
Sierra	3,203
Siskiyou	44,739
Sutter	97,308
Tehama	63,934
Trinity	13,667
Tuolumne	54,900

**Medium Counties
(200,001-749,999)**

Butte	224,601
Marin	262,274
Merced	271,579
Monterey	437,178
Placer	373,796
San Joaquin	733,383
San Luis Obispo	277,977
Santa Barbara	446,717
Santa Cruz	275,902
Solano	431,498
Sonoma	501,959
Stanislaus	540,214
Tulare	466,339
Yolo	214,555

**Large Counties
(750,000 >)**

Alameda	1,627,865
Contra Costa	1,123,429
Fresno	984,541
Kern	886,507
Los Angeles	10,241,335
Orange	3,183,011
Riverside	2,347,828
Sacramento	1,495,297
San Bernardino	2,139,570
San Diego	3,288,612
San Francisco	866,583
San Mateo	766,041
Santa Clara	1,927,888
Ventura	856,508

**Attachment X-2
California Population by County, Ranked**

2016 California Population by County¹¹

Source: Department of Finance, Demographic Research Unit

1	Los Angeles	10,241,335	32	Madera	155,349
2	San Diego	3,288,612	33	Kings	150,373
3	Orange	3,183,011	34	Napa	142,028
4	Riverside	2,347,828	35	Humboldt	135,116
5	San Bernardino	2,139,570	36	Nevada	98,095
6	Santa Clara	1,927,888	37	Sutter	97,308
7	Alameda	1,627,865	38	Mendocino	88,378
8	Sacramento	1,495,297	39	Yuba	74,345
9	Contra Costa	1,123,429	40	Lake	64,306
10	Fresno	984,541	41	Tehama	63,934
11	Kern	886,507	42	San Benito	56,648
12	San Francisco	866,583	43	Tuolumne	54,900
13	Ventura	856,508	44	Calaveras	45,207
14	San Mateo	766,041	45	Siskiyou	44,739
15	San Joaquin	733,383	46	Amador	37,707
16	Stanislaus	540,214	47	Lassen	30,780
17	Sonoma	501,959	48	Glenn	28,668
18	Tulare	466,339	49	Del Norte	26,811
19	Santa Barbara	446,717	50	Colusa	21,948
20	Monterey	437,178	51	Plumas	19,879
21	Solano	431,498	52	Inyo	18,650
22	Placer	373,796	53	Mariposa	18,159
23	San Luis Obispo	277,977	54	Mono	13,721
24	Santa Cruz	275,902	55	Trinity	13,667
25	Merced	271,579	56	Modoc	9,638
26	Marin	262,274	57	Sierra	3,203
27	Butte	224,601	58	Alpine	1,166
28	Yolo	214,555			
29	Imperial	185,831			
30	El Dorado	183,750			
31	Shasta	178,592			

¹¹ California Department of Finance, Demographic Research Unit (2016). *E-1 Cities, Counties, and the State Population Estimates with Annual Percent Change – January 1, 2015 and 2016*. Retrieved from <http://www.dof.ca.gov/Forecasting/Demographics/Estimates/e-1/>.

PART II:

**PROPOSAL
INSTRUCTIONS**

Proposal Checklist

A complete Proposition 47 Proposal packet must contain the following (to be submitted in the order listed):

Required:	Check once Complete (√)
Proposal Checklist (signed by the applicant)	
Section I. Applicant Information Form (with original signature in blue ink)	
Section II. Proposal Narrative (up to and not exceeding 15 pages)	
Section III. Budget Section (up to and not exceeding X pages) <ul style="list-style-type: none"> ▪ Budget Table ▪ Budget Narrative 	
Required Attachments:	
<ul style="list-style-type: none"> ▪ Proposition 47 Local Advisory Committee Member Roster (Attachment #) 	
<ul style="list-style-type: none"> ▪ Proposition 47 Local Advisory Committee Letter(s) of Agreement (Attachment #) 	
<ul style="list-style-type: none"> ▪ Proposition 47 Project Work Plan (Attachment #) 	
<ul style="list-style-type: none"> ▪ Letter(s) of Agreement for Impacted Local Government Agencies (Attachment #) 	
<ul style="list-style-type: none"> ▪ List of Partner Agencies/Organizations (Attachment #) 	
Optional:	
<ul style="list-style-type: none"> ▪ Governing Board Resolution <i>Note: The Governing Board Resolution is due prior to Grant Award Agreement, <u>not</u> at time of proposal submission.</i> 	

I have reviewed this checklist and verified that all required items are included in this proposal packet.

X _____
Public Agency Applicant Authorized Signature (see Applicant Information Form, next page)

NO OTHER ATTACHMENTS WILL BE CONSIDERED

Applicant Information Form

The Applicant Information will serve as the cover page for the Proposal.

Instructions for completing the Applicant Information Form:

- A. Public Agency Applicant:** Complete the required information for the public agency submitting the proposal. If submitting a joint proposal, list other public agencies participating.
- B. Tax Identification Number:** Provide tax identification number.
- C. Project Title:** Provide the selected title of the project.
- D. Required Services:** Indicate which of the required Proposition 47 areas this proposal will address (mental health services, substance disorder treatment, diversion programs, or some combination thereof).
- E. Additional Services:** Indicate whether the proposal will offer housing-related assistance and/or other supportive community-based services.
- F. Project Summary:** Provide a brief summary (three to four sentences) of the proposal. Note: this information may be posted to the BSCC's website for informational purposes.
- G. Grant Funds Requested:** Identify the amount of grant funds requested.
- H. Pass-Through:** Of the amount listed in Item G., identify the amount of grant funds that will be sub-contracted to non-governmental community partners. Also list this amount as a percentage of the total grant funds requested.
- I. Financial Leveraging:** Identify the total amount of funds this proposal will leverage using other (non-Prop 47) sources (see "Funding" section).
- J. Project Director:** Provide the name, title and contact information for the individual responsible for oversight of the project. This person must be an employee of the Lead Agency.
- K. Financial Officer:** Provide the name, title and contact information for the individual responsible for the fiscal management of the project (e.g., invoices, expenditure documentation and audit). This person must be an employee of the Lead Agency.
- L. Day-to-Day Contact:** Provide the name, title and contact information for the individual who serves as the primary contact person for the grant. This person must be an employee of the Lead Agency.
- M. Authorized Signature:** Complete the required information for the person authorized to sign for the Public Agency Applicant. This individual must read the assurances under this section, then sign and date in the appropriate fields.

Section I. Applicant Information Form

A. PUBLIC AGENCY APPLICANT		B. TAX IDENTIFICATION NUMBER	
NAME OF PUBLIC AGENCY		TAX IDENTIFICATION #:	
STREET ADDRESS	CITY	STATE	ZIP CODE
MAILING ADDRESS (if different)	CITY	STATE	ZIP CODE
IF A JOINT PROPOSAL, LIST OTHER (NON-LEAD) PUBLIC AGENCIES:			
C. PROJECT TITLE			
D. REQUIRED SERVICES (Check all that apply)		E. ADDITIONAL SERVICES (Check all that apply)	
<input type="checkbox"/> MENTAL HEALTH SERVICES <input type="checkbox"/> SUBSTANCE USE DISORDER TREATMENT <input type="checkbox"/> DIVERSION PROGRAMS		<input type="checkbox"/> HOUSING-RELATED SERVICES <input type="checkbox"/> OTHER COMMUNITY-BASED SUPPORTIVE SERVICES	
F. PROJECT SUMMARY			
G. GRANT FUNDS REQUESTED	H. Amount of Funds Sub-Contracted to Community Partners	I. Total Amount of Other Funds to be Leveraged	
\$	\$ percent	\$	
J. PROJECT DIRECTOR			
NAME	TITLE	TELEPHONE NUMBER	
STREET ADDRESS		FAX NUMBER	
CITY	STATE	ZIP CODE	EMAIL ADDRESS
K. FINANCIAL OFFICER			
NAME	TITLE	TELEPHONE NUMBER	
STREET ADDRESS		FAX NUMBER	
CITY	STATE	ZIP CODE	EMAIL ADDRESS
PAYMENT MAILING ADDRESS (if different)	CITY	STATE	ZIP CODE
L. DAY-TO-DAY CONTACT PERSON			
NAME	TITLE	TELEPHONE NUMBER	
STREET ADDRESS		FAX NUMBER	
CITY	STATE	ZIP CODE	EMAIL ADDRESS

M. AUTHORIZED SIGNATURE

By signing this application, I hereby certify that I am vested by the Public Agency Applicant with the authority to enter into contract with the BSCC, and that the grantee and any subcontractors will abide by the laws, policies and procedures governing this funding.

NAME OF AUTHORIZED OFFICER	TITLE	TELEPHONE NUMBER	EMAIL ADDRESS
STREET ADDRESS		CITY	STATE ZIP CODE
APPLICANT'S SIGNATURE (Blue Ink Only)			DATE
X			

CONFIDENTIALITY NOTICE:

All documents submitted as a part of the Proposition 47 proposal are considered to be public documents and may be subject to a request pursuant to the California Public Records Act. The BSCC cannot ensure the confidentiality of any information submitted in or with this proposal. (Gov. Code, § § 6250 et seq.)

DRAFT: 10/11/16

Section II. Proposal Narrative

Instructions: The Proposal Narrative must be submitted in Arial 12-point font with one-inch margins on all four sides. The narrative must be double-spaced and cannot exceed **15 pages** in length. For the Proposal Narrative, address each of the sections below. Each section should be titled according to its section header (e.g., Project Need, Project Description, etc.). Within each section, address the bulleted items in a cohesive, comprehensive narrative format.

It is at the discretion of the public agency applicant to determine how to use the total page limit in addressing each section; however, as a guide, the Applicant may want to review the point value weight given to each rating factor in the RFP (see **page 23**).

Note: These **15 pages** **do not include** the Applicant Information Form and all other required attachments.

Rating Factor 1: Project Need

NOTE TO ESC: THIS IS A DECISION POINT. THESE ARE SAMPLE RATING CRITERIA ONLY. THE ESC MAY ADD TO OR DELETE FROM ANYTHING IN THIS SECTION.

Address the following in narrative form:

- What need(s) will be addressed by this project?
- What is the target population?
- Provide detailed local data to support the described need(s) and target population.
- In identifying the target population, how did you consider racial and ethnic disparities and the needs of underserved populations in your community?
- How are the identified need(s) and target population connected to the intent of Proposition 47?

Below are the rating criteria on which this section of the proposal will be scored:

Rating Criteria	
1.1	The need is identified and measurable. The applicant uses qualitative and quantitative data to support the description. All data sources are cited.
1.2	The target population is identified, measurable and correlates to the need. The applicant uses qualitative and quantitative data to support the description. All data sources are cited. (Note: the target population is people who have been arrested, charged with, or convicted of a criminal offense <u>and</u> have a history of mental health problems or substance use disorders.)

Rating Criteria	
1.3	The applicant took reasonable steps to identify and address racial and ethnic disparities and/or the needs of underserved populations.
1.4	Overall, the need(s) and target population align with the intent of Proposition 47.

In addition to any local data the applicant wishes to cite, applicants may wish to consult the following data sets from 2011-2015, in order to support the need:

Proposition 47 County Level Impacts

1. County Population Data
 - By Age (add hyperlink)
 - By Race/Ethnicity (add hyperlink)
2. County Jail Data (add hyperlink)
3. County Arrest Data (add hyperlink)

Rating Factor 2: Community Engagement

NOTE TO ESC: THIS IS A DECISION POINT. THESE ARE SAMPLE RATING CRITERIA ONLY. THE ESC MAY ADD TO OR DELETE FROM ANYTHING IN THIS SECTION.

Address the following in narrative form:

- Describe the process used to determine which and how many community partners would be on the Proposition 47 Local Advisory Committee, in relation to the demographic profile of the community and the identified need.
- Describe the process used to solicit membership, including participation by justice-involved individuals and their families.
- Describe the process used to ensure fair and balanced participation by all members in the identification of the need and the development of a plan.
- Complete a Proposition 47 Local Advisory Committee Membership Roster and attach it to the Proposal packet (see Attachment #).
- Complete Letter(s) of Agreement signed by all members of the Proposition 47 Local Advisory Committee and attach it to the Proposal packet (see Attachment #).

Below are the rating criteria on which this section of the proposal will be scored:

Rating Criteria

2.1	The make-up of the Proposition 47 Local Advisory Committee is reflective of the make-up and culture of the community and the identified need.
2.2	The Lead Agency drew input from a wide cross-section of community stakeholders, including those most impacted by the justice system, e.g. justice-involved individuals and their families.
2.3	The community engagement process was fair, inclusive, comprehensive and transparent.
2.4	The Lead Agency describes the process by which the Proposition 47 Local Advisory Committee meetings are sufficiently noticed, accessible to the public and include opportunities for participation.
2.5	The Proposition 47 Local Advisory Committee Membership Roster is attached and accurately reflects the information provided in the narrative.
2.6	Letter(s) of Agreement signed by all members of the Proposition 47 Local Advisory Committee are attached.

Rating Factor 3: Goals and Objectives

Address the following in narrative form:

- List the goals and objectives for the proposed project (see Attachment # for definitions of the terms Goal and Objective).
- Complete a Proposition 47 Project Work Plan to reflect the goals, objectives, activities and a timeline that are reasonable given the nature and scope of the project (see Attachment #). Attach the Work Plan to the Proposal packet.

Rating Criteria	
3.1	The goals are clearly directed to the needs described in the Project Need section.
3.2	The objectives are achievable means of reaching the goals.
3.3	Overall, reaching the goals and achieving the objectives will substantially address the identified needs.
3.4	The Proposition 47 Project Work Plan is attached and clearly reflects goals, objectives, activities and a timeline that are reasonable given the nature and scope of the project.

Rating Factor 4: Project Description

NOTE TO ESC: THIS IS A DECISION POINT. THESE ARE SAMPLE RATING CRITERIA ONLY. THE ESC MAY ADD TO OR DELETE FROM ANYTHING IN THIS SECTION.

Address the following in narrative form:

- List and describe the programs and/or services to be funded.
- Describe why the proposed programs and/or services were chosen for this target population. Include supporting data, research, evidence, outcome evaluations, etc. that leads you to believe the intervention or strategy is likely to produce the desired benefit.
- Describe the service delivery approach, including which partners will deliver the services and how (see **page 11** for questions to consider).
- Include a list of all partner agencies/organizations that will be providing services (see **Attachment #**).
- Describe the referral process used to ensure the identified target population is referred for services, to include the use of risk and needs assessment tools.
- Describe your plan for monitoring program fidelity to ensure the programs and/or services are implemented as intended.
- Explain how the proposed project will influence or contribute to overarching, long-term policy or systems change.
- Explain the process used to determine whether this project would impact other local government agencies. Identify each public agency that reasonably could be expected to be impacted by this grant project and for each include a Letter of Agreement signed by both the Lead Agency and the impacted public agency or agencies (see **Attachment #**).

Below are the rating criteria on which this section of the proposal will be scored:

Rating Criteria	
4.1	The programs and/or services to be funded by this project are clearly identified and described and, at a minimum, include mental health services, substance use disorder treatment services, diversion programs, or some combination thereof. In addition to the minimum required programs or services, the applicant will also provide housing-related assistance and other community-based supportive services, as per AB 1056.
4.2	The applicant presents a rationale for why each program or service component was chosen, i.e., some evidence that the programs and/or services will work with this target population and in this community.
4.3	The service delivery approach for each service and/or program component is described clearly. Roles and responsibilities for all service providers (to include the Lead Agency, any government partners and all community partners) are

Rating Criteria	
	clearly identified. The approach is multi-disciplinary and collaborative, and draws from all identified community partners. A list of all partner agencies/organizations is attached.
4.4	The service delivery approach: <ul style="list-style-type: none"> • is culturally competent, trauma-informed, and provides for accessibility; • ensures that services will be tailored to meet an individual's holistic needs; • advances the principles of Restorative Justice; and • acknowledges and addresses known barriers to serving target populations.
4.5	The applicant has described how it will include community partners that best represent the needs and interests of the target population, including those with staff who are system-impacted or who have different educational levels and life experiences.
4.6	The referral process is identified. The applicant has a plan for how to recruit individuals from the target population and a plan for using risk/needs assessment tools to ensure the appropriate population is served.
4.7	The applicant describes a reasonable plan for monitoring fidelity in order to ensure that the programs and/or services are implemented as intended.
4.8	This applicant has explained how this project will influence or contribute to overarching, long-term policy or systems change within the Lead Agency and the community it serves.
4.9	The applicant assessed whether this project would impact other local government agencies, identified those agencies that could be impacted and included a Letter of Agreement for each.

Rating Factor 5: Data Collection and Evaluation

NOTE TO ESC: THIS IS A DECISION POINT. THESE ARE SAMPLE RATING CRITERIA ONLY. THE ESC MAY ADD TO OR DELETE ANYTHING FROM THIS SECTION.

Address the following in narrative form:

- Identify the intended outcomes and the plan for collecting and measuring data. At a minimum, describe how the project will take steps to reduce recidivism in your community.
- Describe the research design or methodology that will be used to complete the Two-Year Preliminary and Final Evaluation Reports (e.g., pre/post surveys, data analysis, etc.).
- Identify method(s) of determining if the project "worked" in terms of achieving the project goals.
- Describe the plan for sharing outcomes with governing bodies, stakeholders and constituents.

Below are the rating criteria on which this section of the proposal will be scored:

Rating Criteria	
5.1	The applicant has identified the intended outcomes for the overall project and they are in line with the intent of Proposition 47. At a minimum, recidivism reduction is included as an intended outcome.
5.2	The applicant has described an appropriate plan for how to collect and evaluate data on an ongoing basis in order to measure the identified outcomes.
5.3	Overall, the plan permits a fair assessment of the extent to which needs, goals and objectives have been met.

Rating Factor 6: Guiding Principles

NOTE TO ESC: THIS IS A DECISION POINT. THESE ARE SAMPLE RATING CRITERIA ONLY. THE ESC MAY ADD TO OR DELETE ANYTHING FROM THIS SECTION.

Address the following in narrative form:

Using **up to one page** of the 15 pages, explain how the proposed project addresses the Proposition 47 Guiding Principles (see **page 7**).

Below are the rating criteria on which this section of the proposal will be scored:

Rating Criteria	
6.1	The design and implementation plan of the project demonstrates that the applicant values community partnerships and collaboration.
6.2	The applicant has demonstrated how this project will change or improve the lives of participants.
6.3	Overall, the project meets the spirit and intent behind the statute and the Proposition 47 Guiding Principles.

Section III. Budget Section

Applicants must complete a Budget Table, Budget Narrative and description of Other Leveraged Funds according to the instructions below and on the following pages.

Below is the rating criteria on which the entire Budget Section will be scored:

Rating Criteria (for 7a. and 7b.)	
7.1	The project budget is clear and detailed and takes into account the time necessary for start-up of the project, service delivery period, and measurement of outcomes.
7.2	The amount of grant funds requested is reasonable and appropriate given the proposed project's design and scope.
7.3	The applicant has clearly explained how the requested grant funds will be used to achieve project goals.
7.4	The project demonstrates a strong financial commitment to community partners and has committed to the minimum pass-through dollar amount to non-governmental, community-based organizations working on the grant.
7.5	The applicant has a detailed and feasible plan for how to leverage other (non-Prop. 47) dollars to maximize Proposition 47 grant dollars.

NOTE TO ESC: DO YOU WANT TO AWARD BONUS POINTS FOR EXCEEDING THE MINIMUM PASS-THROUGH AMOUNT?

Rating Factor 7a: Budget Table

Instructions: Complete the following table for the grant funds being requested and outside dollars leveraged. Report amounts in whole dollars. While recognizing some jurisdictions may use different line items in the budget process, the categories listed below are the ones that funded projects will use when invoicing the BSCC for reimbursement of expenditures.

All funds must be used consistent with the requirements of the *BSCC Grant Administration Guide*. Applicants should reference this Guide for definitions and other guidance in preparing a budget. The Guide can be found on the BSCC website: http://bscc.ca.gov/s_correctionsplanningandprograms.php.

Proposition 47 Budget Table

Blank Budget Table Template

Budget Line Item	A. Grant Funds: Year 1 (14 months)	B. Grant Funds: Year 2 (12 months)	C. Grant Funds: Year 3 (12 months)	D. Total Grant Funds Requested (A+B+C)	E. Other Funds Leveraged	F. Total Project Value (D+E)
1. Salaries and Benefits (<i>Lead Agency only</i>)	\$0	\$0	\$0	\$0	\$0	\$0
2. Services and Supplies	\$0	\$0	\$0	\$0	\$0	\$0
3. Professional Services/Public Agency Contracts	\$0	\$0	\$0	\$0	\$0	\$0
4. Community-Based Organization Contracts <i>(minimum 50 percent)</i>	\$0	\$0	\$0	\$0	\$0	\$0
5. Indirect Costs (<i>not to exceed 10% of grant funds</i>)	\$0	\$0	\$0	\$0	\$0	\$0
6. Data Collection and Evaluation (<i>minimum 0% of requested grant funds or \$00,000, whichever is greater</i>)	\$0	\$0	\$0	\$0	\$0	\$0
7. Fixed Assets/Equipment	\$0	\$0	\$0	\$0	\$0	\$0
8. Other (Travel, Training, etc.)	\$0	\$0	\$0	\$0	\$0	\$0
TOTALS	\$0	\$0	\$0	\$0,000,000	\$0	\$0

Sample Proposition 47 Budget

Budget Line Item	A. Grant Funds: Year 1	B. Grant Funds: Year 2	C. Grant Funds: Year 3	D. Total Grant Funds Requested (A+B+C)	E. Other Funds Leveraged	F. Total Project Value (D+E)
1. Salaries and Benefits (<i>Lead Agency only</i>)	\$100,000	\$250,000	\$0	\$350,000	\$0	\$350,000
2. Services and Supplies	\$0	\$1,076,000	\$0	\$1,076,000	\$0	\$1,076,000
3. Professional Services/Public Agency Contracts	\$250,000	\$250,000	\$0	\$500,000	\$2,500,000	\$3,000,000
4. Community-Based Organization Contracts	\$750,000	\$1,000,000	\$1,250,000	\$3,000,000	\$0	\$3,000,000
5. Indirect Costs	\$200,000	\$200,000	\$200,000	\$600,000	\$0	\$600,000
6. Data Collection and Evaluation	\$176,000	\$200,000	\$50,000	\$426,000	\$0	\$426,000
7. Fixed Assets/Equipment	\$22,000	\$22,000	\$0	\$44,000	\$0	\$44,000
8. Other (Travel, Training, etc.)	\$2,000	\$2,000	\$0	\$4,000	\$0	\$4,000
TOTALS	\$1,500,000	\$3,000,000	\$1,500,000	\$6,000,000	\$2,500,000	\$8,500,000

Rating Factor 7b: Budget Narrative

Instructions: The purpose of the Budget Narrative is to support the amounts requested in the Budget Table. The Budget Narrative must be submitted in Arial 12-point font with one-inch margins on all four sides. The narrative must be double-spaced and cannot exceed **4 pages** in length. Provide the information listed under each line item below with narrative to explain how the requested grant funds and outside leveraged funds will be used to achieve project goals.

1. **Salaries and Benefits:** List each Lead Agency staff to be funded by the grant. For each, provide the classification/title, percentage of time, salary/hourly rates, and benefits. Note: salaries and benefits of all other contracted staff go under the appropriate line item, either Professional Services or Community Partner contracts.

b. Total Grant Funds Requested: \$

Narrative Detail:

c. Other Funds Leveraged: \$

Description of how these funds will be used to enhance or augment the overall Proposition 47 project:

2. **Services and Supplies:** Itemize all services and supplies.

a. Total Grant Funds Requested: \$

Narrative Detail:

b. Other Funds Leveraged: \$

Description of how these funds will be used to enhance or augment the overall Proposition 47 project:

3. **Professional Services/Public Agency Contracts:** List the names of all professional service contracts (e.g., contracts with other governmental entities or consultants). Itemize the services that will be provided by each and show funds allocated to each. Show hours and billing rates for all contracted staff.

a. Total Grant Funds Requested: \$

Narrative Detail:

b. Other Funds Leveraged: \$

Description of how these funds will be used to enhance or augment the overall Proposition 47 project:

- 4. Community Partner Contracts:** List the names of all non-governmental community partner organizations, itemize the services that will be provided by each and show funds allocated to each. Show hours and billing rates for all community partner staff.

If a community partner has not been selected as of the date of the submission of the application, clearly identify the amount of grant funds that will be allocated to each community partner. These amounts should reflect the information presented in the Project Need and Project Descriptions.

a. Total Grant Funds Requested: \$

Narrative Detail:

b. Other Funds Leveraged: \$

Description of how these funds will be used to enhance or augment the overall Proposition 47 project:

- 5. Indirect Costs:** Itemize all indirect costs. This total may not exceed **10 percent** of the grant funds requested. The ESC will consider appropriate limits for administrative costs and overhead.

a. Total Grant Funds Requested: \$

Narrative Detail:

b. Other Funds Leveraged: \$

Description of how these funds will be used to enhance or augment the overall Proposition 47 project:

- 6. Data Collection and Evaluation:** Itemize all costs associated with data collection and evaluation efforts for this project. Applicant must dedicate a minimum of **XX percent or \$00,000** (whichever amount is greater). Even if Data Collection and Evaluation efforts will be performed by Professional Service consultants they must be listed here.

Applicants are strongly encouraged to use outside evaluators or otherwise address conflict of interest considerations.

a. Total Grant Funds Requested: \$

Narrative Detail:

b. Other Funds Leveraged: \$

Description of how these funds will be used to enhance or augment the overall Proposition 47 project:

7. Equipment/Fixed Assets: Itemize all equipment and fixed assets. Equipment and fixed assets are defined in the *BSCC Grant Administration Guide*.

a. Total Grant Funds Requested: \$

Narrative Detail:

b. Other Funds Leveraged: \$

Description of how these funds will be used to enhance or augment the overall Proposition 47 project:

8. Other (Travel, Training, etc.): Itemize all costs associated with travel and training. Applicants should budget for two trips to Sacramento for grantee meetings.

a. Total Grant Funds Requested: \$

Narrative Detail:

b. Other Funds Leveraged: \$

Description of how these funds will be used to enhance or augment the overall Proposition 47 project: