

MINUTES
BOARD OF STATE AND COMMUNITY CORRECTIONS MEETING
THURSDAY, January 17, 2019

Meeting Held At:
BSCC Board Room
2590 Venture Oaks Way, Suite 101
Sacramento, CA 95833

I. Call to Order

Chair Linda Penner called the meeting to order at 10:02 AM.

Chair Penner welcomed the Board Members and the public to the meeting.

Board Secretary Adam Lwin called roll and announced there was a quorum.

The following members were in attendance:

Ms. Penner	Mr. Diaz	Mr. Powers
Mr. Budnick	Mr. Ertola	Mr. Varela
Mr. Baranco	Mr. Mills	
Ms. Tournour	Ms. Perez	

ABSENT BOARD MEMBERS

Mr. Growdon, Mr. Steinhart, and Mr. Gore

II. Information Items

1. Chair's Report

Chair Penner reported on the following:

A planned visit to a Proposition 47 program in Los Angeles on January 24, 2019.

The ribbon cutting ceremonies for Solano County and Napa County jails at the end of January.

2. Executive Director Report

Executive Director Kathleen Howard reported on the following:

- Two changes for the BSCC in the Governor's Budget:

- \$9 million in ongoing funding is proposed for the CalVIP grant to support local violence intervention and prevention programs.
- The Department of Finance estimates Proposition 47 savings for BSCC of approximately \$51 million for 2019-20 which is an increase of approximately \$9 million from current fiscal year savings. The overall state savings was \$78.5 million, of which the BSCC receives sixty-five percent.
- In December 2018 the federal Juvenile Justice and Delinquency Prevention Act was reauthorized. The new law made several changes that are currently under BSCC Counsel's review and the Board will be updated as needed. Its provisions will become effective on October 1, 2019.
- Title II Request for Proposals is in development and we anticipate that it will be brought to the Board for approval at the April 11 Meeting.
- Staff will provide a report on the Mentally Ill Offender Crime Reduction Act (MIOCR) grant program at the April meeting. The MIOCR Legislative report has been made final, posted on the BSCC's website, and distributed to the Legislature.
- Ms. Howard thanked the BSCC staff for work on the Youth Reinvestment Grant, Adult Reentry Grant, Training Standards and other major projects.

3. Legislative Update Report (Presented by Executive Director Howard):

The Legislative Board Report is in Board binders.

4. Legal Update:

General Counsel Aaron Maguire reminded Board Members to consider conflict of interest issues recuse themselves during discussion as appropriate.

5. Proposition 47 Safe Neighborhoods and Schools Fund Grants Program (Audit Report):

Audit Report dated December 14, 2018, is in Board binders.

6. Strengthening Law Enforcement and Community Relations Grant: Program Close-out Summary:

Field Representative Ricardo Goodridge presented this information item:

The Budget Act of 2015 allocated \$6 million to the BSCC to administer the Strengthening Law Enforcement and Community Relations Grant. The purpose of the grant was to strengthen the relationship between law enforcement and the communities they serve.

The ESC included representatives from academia, advocacy groups, law enforcement and community organizations. The ESC was led by two Co-Chairs, former Board

Member David Bejarano, Retired Police Chief of Chula Vista Police Department; and Dr. B.J. Davis, Executive Director from Strategies for Change.

The RFP was based, in part, on the six pillars outlined in former President Barack Obama's Task Force on 21st Century Policing Report:

1. Building trust and legitimacy
2. Policy and oversight
3. Technology and social media
4. Community policing and crime reduction
5. Officer training and education
6. Officer safety and wellness

The BSCC received 43 proposals requesting \$24 million. 10 proposals were funded and \$5.7 million was allocated for a two-year grant period.

III. Action: Consent Items

A. Minutes from the November 8, 2018 Board Meeting: Requesting Approval

B. Proposition 47 RFP Amendment: Non-Governmental Organization Criteria: Requesting Approval

Ms. Perez moved approval. Mr. Ertola seconded. Tournour abstained. The motion carried.

IV. Discussion Items

C. Standards and Training for Corrections, Training Standards Revision: Requesting Approval.

Deputy Director Evonne Garner and Field Representative Mary Wakefield presented this agenda item, which requested the Board's approval for revisions to the minimum training standards for entry-level local corrections officer classifications. The revisions were made after a comprehensive study of current needs by the Board's Executive Steering Committee. Staff also sought approval to proceed with the related regulation revision process in accordance with the Administrative Procedures Act.

- Staff requested approval of the ESC's recommendations for:
 - a. Revised entry-level Juvenile Corrections Officer (JCO), Probation Officer (PO), Adult Corrections Officer (ACO), and Supplemental ACO Core Academies,

- b. Transfer academies for staff transferring between the JCO, PO, and/or ACO classifications,
 - c. Core Reinforcement Training (On-The-Job) Guidelines for agencies to use at their discretion to reinforce core training on the job.
 - d. A BSCC-developed lesson plan for the expanded Behavioral Health Module to be provided free or charge to local agencies
- Staff also requested approval to revise the minimum standards for training in Title 15 of the California Code of Regulations and begin the regulation revision process as required by the Administrative Procedures Act.

Chair Penner and Mr. Ertola thanked the BSCC Standards and Training staff, ESC members, and the correctional staff for their dedication and work on this project.

Ms. Perez stated that the changes in the standards are important for correctional staff as well as people who are incarcerated. She added that these changes will provide positive outcomes.

Ms. Perez moved approval. Mr. Budnick seconded. The motion carried.

D. Adult Reentry Grant Request for Proposals: Requesting Approval.

Field Representative Colleen Stoner presented this agenda item, which requested the Board's approval to release the proposed Request for Proposals for the Adult Reentry Grant Program as recommended by its Executive Steering Committee.

The Legislature allocated \$50 million for the Adult Reentry Grant Program as follows:

- \$25,000,000 for rental assistance;
- \$15,000,000 for the rehabilitation of existing property or buildings for housing offenders released from prison;
- \$9,350,000 to support the "warm hand-off" and reentry of offenders transitioning from prison to communities;
- \$150,000 to support the Berkeley Underground Scholars Initiative; and
- \$500,000 to the BSCC for costs to administer the grant programs and report on program outcomes.

Funds appropriated in this item are available for encumbrance or expenditure until June 30, 2023.

The Adult Reentry Grant Program RFP under consideration addressed two components: \$25 million for rental assistance and \$9,350,000 for the "warm hand-off." The \$15 million for rehabilitation of existing property is under review for future discussion and development.

Chair Penner thanked the staff for the hard work.

Ms. Tournour thanked Chair Penner for the ability to serve as Co-Chair of the ESC and said that the RFP would bring great proposals from the field.

Mr. Ertola asked if the funds and services are available for people leaving county jail.

Mr. Diaz asked how the funding was determined.

Ms. Stoner responded that that this funding would not be available for people leaving local jails and criteria was written in legislation.

Public comment was heard for agenda item D:

Raymond Aguilar Fathers and Families of San Joaquin: Thanked the BSCC for supporting the Adult Reentry Grant and helping formerly incarcerated individuals.

Andre Belion Fathers and Families of San Joaquin: Shared his experience as a formerly incarcerated individual and thanked the BSCC for supporting the Adult Reentry Grant.

Ms. Perez commended Mr. Aguilar on his positive progress and thanked him for what he has done in the community.

Mr. Diaz thanked the two speakers for their work and said they were an inspiration to the public.

End of Public Comment

Ms. Tournour moved approval. Mr. Diaz seconded. Mr. Budnick recused himself and left the room prior to the discussion of this agenda item pursuant to Government Code section 1091. The motion carried.

E. Youth Reinvestment Grant Request for Proposals: Requesting Approval

Field Representative Kimberly Bushard presented this agenda item, which requested approval of the Youth Reinvestment Grant Request for Proposals developed by the Youth Reinvestment Grant Executive Steering Committee.

An amendment was made to the Request For Proposals to include the following:

Eligibility to Apply:

Eligible applicants for Youth Reinvestment Grant awards:

- California Counties – Applications must be submitted by the Board of Supervisors or the Chief County Administrative Officer.
- California Cities – Applications must be submitted by the City Council or the Administrative Office of the City.

Some of the key components of the grant included:

- A maximum of \$1 million may be requested in any one application, but cities and counties may submit multiple applications, including regional applications.
- Successful applicants will be funded for a term of July 1, 2019 through February 28, 2023.
- Applicants are required to provide a 25 percent match; however, those with high need but little or no existing diversion infrastructure may request a 10 percent match. The match can be cash or in-kind.
- The target population to be served are youth who are under the age of 18 (at the time of participant enrollment), located in underserved communities, who would otherwise be facing entry to the juvenile justice system or further involvement in the system.
- Diversion services provided under this grant will be trauma-informed, evidence-based, culturally relevant, and developmentally appropriate.

Chair Penner thanked staff for the hard work on the development of the RFP.

Mr. Varela thanked the staff and ESC members for their hard work and dedication to developing the RFP.

Public comment was heard for Agenda Item E:

Luis Angel, Fathers and Families of San Joaquin: Shared his personal story of being incarcerated and thanked the Board for supporting the Youth Reinvestment Grant.

James Martinez, Fathers and Families of San Joaquin: Thanked the Board for providing support to youth at an early age and supporting the Community Based Organizations for the work with this Grant.

End of Public Comment

Mr. Diaz moved approval of the release of the Request For Proposals which included the amendment:

Eligibility to Apply:

Eligible applicants for Youth Reinvestment Grant awards:

- *California Counties – Applications must be submitted by the Board of Supervisors or the Chief County Administrative Officer.*

- *California Cities – Applications must be submitted by the City Council or the Administrative Office of the City.*

Mr. Ertola seconded. Mr. Budnick and Ms. Perez recused themselves pursuant to Government Code section 1091. The motion carried.

F. Youth Reinvestment Tribal Grant Request for Proposals: Requesting Approval

Field Representative Kimberly Bushard presented this agenda item, which requested approval of the Youth Reinvestment Tribal Request for Proposals developed by the Tribal Advisory Group of the Youth Reinvestment Grant Executive Steering Committee.

Some of the key grant components include:

- Eligible applicants for the YRG Tribal Youth Diversion Grant Program are federally recognized tribes in California.
- The total available funding is \$1.1 million. There is no minimum and no maximum amount that a tribe may request.
- Successful applicants will be funded for a term of July 1, 2019 through June 30, 2022.
- One or more tribes may submit applications based on a regional approach. Preference points will be awarded to any application that uses a regional approach to encompass a consortium of tribes.
- The target population to be served by the YRG Tribal Youth Diversion Program are Indian children under the age of 18 (at the time of participant enrollment) who would otherwise be facing entry to the juvenile justice system or further involvement in the system.
- Diversion services provided under this grant will be trauma-informed, community-based, and wellness-based.

Ms. Perez asked how Tribes would know about this opportunity.

Ms. Bushard stated that the ESC members have contacts to get this information to the tribes.

Public Comment For Agenda Item F:

Renee Menart Center on Juvenile and Criminal Justice: Suggested that there should have been a greater outreach to Indian Tribal communities.

Mr. Baranco moved approval. Ms. Tournour seconded. The motion carried.

V. Public Comments

There were no public comments

VI. Closed Session- (Gov. Code, § 11126, subd. (e)(2)(B) & (C).):

The Board went into closed session at 12:00 PM.

- State of California v. Sessions, Case No. 17-cv-4701 (Byrne/JAG Litigation). (Gov. Code, § 11126, subd. (e)(2)(B) & (C).)
- State of California v. Sessions II, Case No. 18-cv-5169 (FY 2018 Byrne/JAG Litigation). (Gov. Code, § 11126, subd. (e)(2)(B) & (C).)
- *Doe v. Board of State and Community Corrections*, Case No. 34-2018-00246913, Sacramento Superior Court. (Gov. Code, § 11126, subd. (e)(2)(A).)

The Board met in closed session. The Board took no action on these items.

The Board reconvened at 12:20 PM.

VII. Adjourn

The meeting adjourned at: 12:25 PM

Next Meeting:

- ❖ BSCC Board Meeting: Thursday, April 11, 2019

ROSTER OF PERSONS IN ATTENDANCE

BSCC BOARD MEMBERS:

Chair Penner, Chair, Board of State and Community Corrections
Mr. Diaz, Secretary (A), California Department of Corrections
Mr. Powers, Director, Adult Parole Operations, CDCR
Ms. Perez, Kern County Supervisor
Mr. Varela, Chief Probation Officer, Ventura County
Mr. Ertola, Chief Probation Officer, Nevada County
Mr. Baranco, Retired Judge, Alameda County
Mr. Mills, Chief of Police, City of Santa Cruz
Mr. Budnick, Founder of Anti-Recidivism Coalition (ARC)
Ms. Tournour, Director, City of Sacramento, Office of Public Safety Accountability

BSCC STAFF:

Kathleen T. Howard, Executive Director
Aaron Maguire, General Counsel
Tracie Cone, Communications Director
Evonne Garner, Deputy Director, Standards and Training for Corrections
Mary Jolls, Deputy Director, Corrections Planning and Grant Programs
John W. Prince, Deputy Director, County Facilities Construction
Adam Lwin, Board Secretary, Associate Governmental Program Analyst
Mary Wakefield, Field Representative, Standards and Training for Corrections
Ricardo Goodridge, Field Representative, Corrections Planning and Grant Programs
Colleen Stoner, Field Representative, Corrections Planning and Grant Programs
Kimberly Bushard, Field Representative, Corrections Planning and Grant Programs