

STATE OF CALIFORNIA
BOARD OF STATE AND COMMUNITY CORRECTIONS



June 15, 2023
Board Meeting Agenda
& Reports



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916-445-5073

KATHLEEN T. HOWARD
Executive Director, BSCC

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Chair, BSCC

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Secretary, CDCR

MARVIN SPEED (A)
Director, Adult Parole
Operations, CDCR

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Sheriff, Lassen County

SHANNON D. DICUS
Sheriff
San Bernardino County

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Supervisor
Santa Clara County

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Chief Probation Officer
Fresno County

KELLY M. VERNON
Chief Probation Officer
Tulare County

JANET GAARD
Retired Judge
Yolo County

ANDREW MILLS
Chief of Police
City of Palm Springs

SCOTT BUDNICK
Founder
Anti-Recidivism Coalition
Film Producer

ANGELES D. ZARAGOZA
Attorney
Los Angeles County Alternate
Public Defender

NORMA CUMPIAN
Director
Anti-Recidivism Coalition
Women's Department

BOARD MEETING AGENDA

*UPDATED**

June 15, 2023
10:00 a.m.

2590 Venture Oaks Way
Sacramento, California, 95833
First Floor, BSCC Board Room

Zoom link & instructions appear at the end of the Agenda

Instructions for remote attendance appear on the last page of this agenda

Remote Public Participants:

*To request to speak on an agenda item during the Board meeting,
please email publiccomment@bscc.ca.gov*

Please state in the subject line on which item you would like to speak

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Routine items are heard on the consent calendar. All consent items are approved after one motion unless a Board member asks for discussion or separate action on any item. Anyone may ask to be heard on any item on the consent calendar prior to the Board's vote. Members of the public will be given the opportunity to give public comment during the Board's discussion of each item. There is a two-minute time limit on public comment unless otherwise directed by the Board Chair.

I. Call Meeting to Order

II. Information Items

1. Chair's Report
2. Executive Director's Report
3. Legal Update
4. Legislative Update

* Discussion item removed.

III. Action: Consent Items

A. Minutes from the April 13, 2023 and the May 23, 2023 Board Meetings:
Requesting Approval

April 13, 2023 Minutes

May 23, 2023 Minutes

B. California Violence Intervention and Prevention (CalVIP) Grant Program – Cohort IV – Recommendations for Funding of Mental Health Services for Front Line Workers of Existing Grantees: **Requesting Approval**

C. Proposition 64 Public Health & Safety Grant Program, Alameda County, Seven-Month No-Cost Extension: **Requesting Approval**

IV. Action: Discussion Items

D. Local Detention Facilities Inspection Update: **Requesting Approval**

V. Public Comments

Public comment about any agenda items may be heard at this time.

VI. Adjourn

Next Board Meeting: July 27, 2023

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Adam.Lwin@bscc.ca.gov or call (916) 324-2626.

*For general information about the BSCC visit www.bscc.ca.gov, call (916) 445-5073 or write to:
Board of State & Community Corrections,
2590 Venture Oaks Way, Ste 200, Sacramento CA 95833*

Information Item 4
Legislative Update

	Bill & Author	Summary/ Version	BSCC Duties Impact	Status
1	<p><u>AB 28</u></p> <p><u>Firearms and ammunition: excise tax</u></p> <p><u>Assemblymember Gabriel J. (D-46)</u></p>	<p>AMENDED IN ASSEMBLY MAY 18, 2023</p> <p>Current law establishes the California Violence Intervention and Prevention (CalVIP) Grant Program, administered by the Board of State and Community Corrections, to award competitive grants for the purpose of violence intervention and prevention. Current law imposes various taxes, including taxes on the privilege of engaging in certain activities. This bill, the Gun Violence Prevention, Healing, and Recovery Act, would, commencing July 1, 2024, impose an excise tax in the amount of 11% of the gross receipts from the retail sale in this state of a firearm, firearm precursor part, and ammunition, as specified. The tax would be collected by the state pursuant to the Fee Collection Procedures Law. The bill would require that the revenues collected be deposited in the Gun Violence Prevention, Healing, and Recovery Fund, which the bill would establish in the State Treasury.</p>	<p>May impact the CalVIP Grant.</p>	<p>6/7/23</p> <p>Referred to Senate Committee on Governance and Finance and Public Safety.</p>

	Bill & Author	Summary/ Version	BSCC Duties Impact	Status
2	<p><u>AB 268</u></p> <p><u>Board of State and Community Corrections</u></p> <p><u>Assemblymember Weber, M.D., Akilah</u></p> <p><u>(D-79)</u></p>	<p>INTRODUCED JANUARY 23, 2023</p> <p>This bill would add two additional members to the Board, a licensed health care provider and a licensed mental health care provider, appointed by the Governor, subject to Senate Confirmation.</p> <p>This bill would also require the Board to develop and adopt regulations pertaining to standards of care for incarcerated persons with mental health issues by local correctional facilities, including requirements for training of correctional staff in-service training of correctional officers shall include no fewer than four hours of training on mental and behavioral health annually. Requirements for mental health screening, and requirements for safety checks of incarcerated persons shall be sufficiently detailed to determine the safety and well-being of the incarcerated person, and that they are not in distress.</p>	<p>Would add two additional members to the Board and require the Board to make changes to Title 15 regulations and STC training standards.</p>	<p>6/1/23</p> <p>In Senate. Read first time. To Senate Committee on Rules for assignment.</p>

	Bill & Author	Summary/ Version	BSCC Duties Impact	Status
3	<p><u>AB 280</u></p> <p><u>Segregated confinement</u></p> <p><u>Assemblymember Holden, Chris</u></p> <p><u>(D-41)</u></p>	<p>AMENDED IN ASSEMBLY MAY 18, 2023</p> <p>This bill would require every jail, prison, public or privately operated detention facility, and a facility in which individuals are subject to confinement or involuntary detention to develop and follow written procedures governing the management of segregated confinement. Would prohibit involuntarily placing an individual in segregated confinement if the individual belongs to a special population, including, among others, that the individual has a mental or physical disability or that the individual is under 26 years of age or over 59 years of age. Require the facility to additionally periodically check on the individual and have a medical or mental health professional periodically assess the individual. Require a facility to offer out-of-cell programming to individuals in segregated confinement for at least 4 hours per day. Authorize a facility to use segregated confinement to help treat and protect against the spread of communicable disease and other specified provisions.</p> <p>The Board of State and Community Corrections will be required to assess each local correctional facility for compliance.</p>	<p>May impact Title 15 regulations.</p>	<p>6/1/2023</p> <p>In Senate.</p> <p>Read first time. To Senate Committee on Rules for assignment.</p>

	Bill & Author	Summary/ Version	BSCC Duties Impact	Status
4	<p><u>AB 505</u></p> <p><u>The Office of Youth and Community Restoration</u></p> <p><u>Assemblymember Ting</u></p> <p><u>(D-19)</u></p>	<p>AMENDED IN ASSEMBLY MARCH 23, 2023</p> <p>Existing law provides for the Office of Youth and Community Restoration (OYCR) within the California Health and Human Services Agency to promote trauma-responsive, culturally informed services for youth involved in the juvenile justice system, as specified. Current law establishes the Board of State and Community Corrections, with the mission of providing statewide leadership, coordination, and technical assistance to promote effective state and local efforts and partnerships in California’s adult and juvenile criminal justice system. Existing law requires all juvenile grants to be transferred from the BSCC to OYCR.</p> <p>This bill would transfer all authority, responsibilities, and duties related to juvenile justice from the BSCC to OYCR, including, but not limited to, conducting inspections and developing and enforcing minimum standards for local juvenile facilities.</p>	<p>Would transfer all authority and responsibilities regarding juvenile justice to OYCR.</p>	<p>6/8/23</p> <p>In Senate Public Safety committee: Hearing postponed by committee.</p>

	Bill & Author	Summary/ Version	BSCC Duties Impact	Status
5	<p><u>AB 695</u></p> <p><u>Juvenile Detention Facilities Improvement Grant Program</u></p> <p><u>Assemblymember Pacheco</u></p> <p><u>(D-64)</u></p>	<p>AMENDED IN ASSEMBLY MAY 18, 2023</p> <p>Upon appropriation by the Legislature, this bill would create the Juvenile Detention Facilities Improvement Grant Program, to be administered by the Office of Youth and Community Restoration, to provide grants to Los Angeles County to address the critical infrastructure needs of the state’s detained and supervised youth in the county. The bill would require, as a condition for receiving a grant, Los Angeles County to prepare a juvenile detention facilities improvement plan for the expenditure of funds for capital improvements that are necessary to preserve and protect the county’s juvenile detention facilities to enhance each facility’s rehabilitation function. The bill would require the plan to be approved by both the office and the governing body of the county. The bill would require the office, by January 1, 2025, to submit a report to the budget and public safety committees of the Legislature detailing the grants awarded and the projects funded through the program.</p>	<p>The BSCC would be required to review construction plans and inspect for compliance with Titles 15 and 24.</p>	<p>6/7/23</p> <p>Referred to Senate Committee on Public Safety.</p>

	Bill & Author	Summary/ Version	BSCC Duties Impact	Status
6	<p><u>AB 762</u></p> <p><u>California Violence Intervention and Prevention Grant Program</u></p> <p><u>Assemblymember Wicks</u></p> <p><u>(D-14)</u></p>	<p>AMENDED IN ASSEMBLY MAY 25, 2023</p> <p>Current law charges the Board of State and Community Corrections with providing the statewide leadership, coordination, and technical assistance to promote effective state and local efforts and partnerships in California’s adult and juvenile criminal justice system, including addressing gang problems. Current law establishes the California Violence Intervention and Prevention (CalVIP) Grant Program and assigns the authority and duties of the board in administering the program, including the selection criteria for grants. This bill would specify that the purpose of the CalVIP program is to support effective community gun violence reduction initiatives in communities that are disproportionately impacted by community gun violence, as defined. The bill would expand the CalVIP program to include counties that have one or more cities disproportionately impacted by community gun violence and tribal governments. The bill would increase the maximum grant amount to \$2,500,000 per year and require a grant cycle to be at least 3 years.</p>	<p>Makes changes to future CalVIP grants.</p>	<p>6/1/23</p> <p>In Senate. Read first time. To Senate Committee on Rules for assignment.</p>

	Bill & Author	Summary/ Version	BSCC Duties Impact	Status
7	<p><u>AB 862</u></p> <p><u>County jails: recidivism: reports</u></p> <p><u>Assemblymember Bauer-Kahan</u></p> <p><u>(D-16)</u></p>	<p>REVISED MARCH 22, 2023</p> <p>This bill would, on or before January 1, 2025, require the sheriff in each county to compile and submit specified data to the Board of State and Community Corrections on their educational opportunities, rehabilitative opportunities, exercise opportunities, the number of participants and the cost of administering those programs, and success rates in reducing recidivism.</p>	<p>Would be required to collect county data and compile a report to the Legislature.</p>	<p>6/7/23</p> <p>In Senate. Read first time. To Senate Committee on Rules for assignment.</p>

	Bill & Author	Summary/ Version	BSCC Duties Impact	Status
8	<p><u>AB 898</u></p> <p><u>Juvenile halls</u></p> <p><u>Assemblymember Lackey</u></p> <p><u>(R-34)</u></p>	<p>AMENDED IN ASSEMBLY MARCH 13, 2023</p> <p>Would require every juvenile probation department to annually report injuries to juvenile hall staff and residents resulting from an interaction with a resident or residents involved to the Board of State and Community Corrections, as specified. By imposing new duties on juvenile probation departments to complete this reporting requirement, this bill would impose a state-mandated local program.</p>	<p>Would require the BSCC to collect injury data from juvenile halls.</p>	<p>6/1/23</p> <p>In Senate. Read first time. To Senate Committee on Rules for assignment.</p>

	Bill & Author	Summary/ Version	BSCC Duties Impact	Status
9	<p><u>AB 912</u></p> <p><u>Strategic Anti-Violence Funding Efforts Act</u></p> <p><u>Assemblymember Jones-Sawyer</u></p> <p><u>(D-57)</u></p>	<p>AMENDED IN ASSEMBLY MAY 18, 2023</p> <p>Existing law establishes the Youth Reinvestment Grant Program within the Board of State and Community Corrections to grant funds, upon appropriation, to local jurisdictions and Indian tribes for the purpose of implementing trauma-informed diversion programs for minors, as specified. This bill would repeal these provisions. The bill would reestablish the Youth Reinvestment Grant Program, to be administered by the Office of Youth and Community Restoration, for the purpose of implementing a mixed-delivery system of trauma-informed health and development diversion programs for youth, as specified. The bill would create the Youth Reinvestment Fund to be used, upon appropriation by the Legislature, by the office for the purposes of the program. The bill would require applicants for the program to be nongovernmental agencies or tribal governments, as specified. The bill would provide that an applicant under this program be awarded no less than \$50,000, and no more than \$2,000,000, and would specify the requirements of diversion programs to qualify for funding under these provisions.</p>	<p>Would transfer the Youth Reinvestment Grant to the OYCR</p>	<p>6/7/23</p> <p>Referred to Senate Committees on Public Safety and Health.</p>

	Bill & Author	Summary/ Version	BSCC Duties Impact	Status
10	<p><u>AB 1080</u></p> <p><u>Criminal justice realignment</u></p> <p><u>Assemblymember Ta</u></p> <p><u>(R-70)</u></p>	<p>AMENDED IN ASSEMBLY MARCH 23, 2023</p> <p>Would require the Legislative Analyst’s Office to prepare a report, to be submitted to the Legislature on June 30, 2026, evaluating the results of Assembly Bill 109 of the 2011–12 Regular Session over the previous 10 years.</p>	<p>BSCC may need to respond to requests for data from the LAO.</p>	<p>6/6/23</p> <p>From Senate Committee: Do pass and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.</p> <p>Votes:</p> <p>(5, 0)</p>

	Bill & Author	Summary/ Version	BSCC Duties Impact	Status
11	<p><u>AB 1616</u></p> <p><u>California Cannabis Tax Fund: Board of State and Community Corrections grants</u></p> <p><u>Assemblymember Lackey</u></p> <p><u>(R-34)</u></p>	<p>INTRODUCED FEBRUARY 17, 2023</p> <p>Existing law, the Control, Regulate and Tax Adult Use of Marijuana Act (AUMA), an initiative measure, authorizes a person who obtains a state license under AUMA to engage in commercial adult-use cannabis activity pursuant to that license and applicable local ordinances. The Medicinal and Adult-Use Cannabis Regulation and Safety Act (MAUCRSA), among other things, consolidates the licensure and regulation of commercial medicinal and adult-use cannabis activities. This bill would require the Board of State and Community Corrections to prioritize local governments whose programs seek to address the unlawful cultivation and sale of cannabis. The bill would also authorize the board to make grants to local governments that ban both indoor and outdoor commercial cannabis cultivation or ban retail sale of cannabis or cannabis products.</p>	<p>May impact the Proposition 64 Grant.</p>	<p>6/1/23</p> <p>In Senate. Read first time. To Senate Committee on Rules for assignment.</p>

	Bill & Author	Summary/ Version	BSCC Duties Impact	Status
12	<p><u>AB 1723</u></p> <p><u>Crimes: local carceral facility visitation</u></p> <p><u>Assemblymember Waldron</u></p> <p><u>(R-75)</u></p>	<p>AMENDED IN ASSEMBLY MAY 19, 2023</p> <p>Would require the Board of State and Community Corrections to, on or before January 1, 2025, adopt regulations that establish a uniform process to allow persons convicted of a felony who are employed by an organization that provides rehabilitative programming for or who are associated with an organization that provides mentorship to currently incarcerated individuals to go into a local carceral facility. By imposing additional duties on local carceral facilities, this bill would impose a state-mandated local program.</p>	<p>Would require the BSCC to develop new regulations.</p>	<p>6/1/23</p> <p>In Senate. Read first time. To Senate Committee on Rules for assignment.</p>

	Bill & Author	Summary/ Version	BSCC Duties Impact	Status
13	<p><u>SB 519</u></p> <p><u>Corrections</u></p> <p><u>Senator Atkins</u></p> <p><u>(D-39)</u></p>	<p>AMENDED IN SENATE APRIL 13, 2023</p> <p>Existing law authorizes a board of supervisors of any county to, by resolution, establish a department of corrections, to be headed by an officer appointed by the board, which has jurisdiction over all county functions, personnel, and facilities, or so many as the board names in its resolution, relating to institutional punishment, care, treatment, and rehabilitation of prisoners, including the county jail and industrial farms and road camps, their functions and personnel. Existing law, except as specified, requires the sheriff to take charge of and be the sole and exclusive authority to keep the county jail and the prisoners in it, as specified.</p> <p>This bill would require a board exercising the authority to establish a department of corrections and rehabilitation described above to set forth its reasons for doing so. The bill would specifically include fire camps within the jurisdiction of the department of corrections and rehabilitation. The bill would also require the executive officer appointed by the board to head the department of corrections and rehabilitation to meet specified qualifications and to assume specified duties over county jails. The bill would also revise the provision requiring the sheriff to take charge of and be the sole and exclusive authority to keep the county jail and the incarcerated persons to state that the provision does not apply in counties that have established a department of corrections and rehabilitation.</p>	None	<p>6/8/23</p> <p>Referred to Assembly Committee on Public Safety and Law and Governance.</p>

	Bill & Author	Summary/ Version	BSCC Duties Impact	Status
14	<p><u>SB 544</u></p> <p><u>Bagley-Keene Open Meeting Act: teleconferencing</u></p> <p><u>Senator Laird</u></p> <p><u>(D-17)</u></p>	<p>AMENDED IN SENATE APRIL 27, 2023</p> <p>The Bagley-Keene Open Meeting Act, requires, with specified exceptions, that all meetings of a state body be open and public, and all persons be permitted to attend any meeting of a state body. The act authorizes meetings through teleconference subject to specified requirements, including, among others, that the state body post agendas at all teleconference locations, that each teleconference location be identified in the notice and agenda of the meeting or proceeding, that each teleconference location be accessible to the public, that the agenda provide an opportunity for members of the public to address the state body directly at each teleconference location, and that at least one member of the state body be physically present at the location specified in the notice of the meeting. This bill would amend existing law that will remain operative after July 1, 2023, to remove indefinitely the teleconference requirements that a state body post agenda at all teleconference locations, that each teleconference location be identified in the notice and agenda of the meeting or proceeding, and that each teleconference location be accessible to the public. The bill would require a state body to provide a means by which the public may remotely hear audio of the meeting, remotely observe the meeting, or attend the meeting by providing on the posted agenda a teleconference telephone number, an internet website or other online platform, and a physical address for at least one site, including, if available, access equivalent to the access for a member of the state body participating remotely.</p>	<p>Would allow remote participation by Board Members or ESC Members without noticing locations to the public.</p>	<p>5/26/23</p> <p>Referred to Assembly Committee on Governmental Organization.</p>

	Bill & Author	Summary/ Version	BSCC Duties Impact	Status
15	<p><u>SB 762</u></p> <p><u>Local detention facilities: safety checks</u></p> <p><u>Senator Becker</u></p> <p><u>(D-13)</u></p>	<p>AMENDED IN SENATE MARCH 22, 2023</p> <p>Current law requires the Board of State and Community Corrections to establish minimum standards for local correctional facilities, including the safety of incarcerated individuals, and to biennially review and make appropriate revisions to those standards. This bill would require the board to revise those standards during the next regularly scheduled review to require a local detention facility to include a procedure for affirming that an incarcerated individual is alive during a safety check. By imposing additional requirements on local correctional facilities, this bill would impose a state-mandated local program.</p>	<p>May require regulation revisions.</p>	<p>5/18/23</p> <p>Referred Assembly Committee on Public Safety.</p>

Agenda Item A
April 13 Board Meeting Minutes

MINUTES
BOARD OF STATE AND COMMUNITY CORRECTIONS MEETING
THURSDAY APRIL 13, 2023 – 9:00 A.M.
BOARD MEETING

Meeting Held In-Person, Zoom & Teleconference

Board Room
2590 Venture Oaks Way
Sacramento, California, 95833

The full recording of the meeting can be viewed here:
https://www.youtube.com/watch?v=2E_piqGlufQ

I. Call Meeting to Order

Chair Linda Penner called the meeting to order at 9:03 a.m.

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

Penner introduced new Board Members Angeles Zaragoza, Senate Rules appointee and Marvin Speed, *ex-officio* member and acting Director of CDCR-Division of Adult Parole Operations. Chair Penner administered the Oath of Office.

Board Secretary Adam Lwin provided instructions to the Board members and the public for participating in the meeting.

Mr. Lwin called the roll and announced that there was a quorum.

The following members were in attendance:

Chair Penner	Mr. Dicus*	Ms. Gaard*	Ms. Zaragoza
Mr. Macomber	Ms. Chavez	Mr. Budnick*	
Mr. Speed	Mr. Haynes	Mr. Mills*	
Mr. Growdon	Ms. Vernon	Ms. Cumpian	

*Attended remotely

At the request of the Chair, Information Items were moved to the end of the Agenda.

III. Action: Consent Items

A. [Minutes from the February 9, 2022 Board Meeting: Requesting Approval](#)

B. [Title II Grant Program – Tribal Request for Proposals: Requesting Approval](#)

This agenda item requested Board approval to release a Title II Grant Program - Tribal Request for Proposals as recommended by the State Advisory Committee on Juvenile Justice and Delinquency Prevention and the Title II Executive Steering Committee.

C. [Proposition 47 Grant Program Twelve-Month No-Cost Extension: Requesting Approval](#)

This agenda item requested Board approval of a 12-month, no-cost extension for one Proposition 47 Cohort II grantee. Santa Ana Unified School District experienced implementation delays and service interruption due to the coronavirus (COVID-19) and was unable to deliver services as planned. An extension until May 15, 2024, would allow for additional time to operate programs and spend down grant funds in accordance with the grant agreement.

Mr. Growdon moved approval. Ms. Vernon seconded. The motion was approved by all other Board members. Mr. Dicus was not present for the vote.

IV. Action: Discussion Items

D. [Organized Retail Theft Grant Program, Request for Proposals: Requesting Approval](#)

This Agenda item, presented by Deputy Director Ricardo Goodridge, requested the Board's approval to release the Request for Proposals for the Organized Retail Theft Prevention Grant Program, the Organized Retail Theft Vertical Prosecution Grant Program, and to convene a Scoring Panel to read, rate, and make funding recommendations to the Board for both grant programs.

This RFP makes \$242,250,000 available competitively to city police, county sheriffs' departments, and probation departments to support local law enforcement agencies in preventing and responding to organized retail theft, motor vehicle or motor vehicle accessory theft, or cargo theft.

The Board agreed to extend the timeline grant timeline in which proposals would be due back to the BSCC from June 23 as originally proposed to until Friday, July 7, 2023.

Public comment was heard:

Israel Villa: Stated that the grants are not addressing root causes and issues and suggested that there should be diversity and balance on the Board.

Written public comment was recorded and shared as noted below:

[City of Bakersfield Mayor Goh](#)

End of public comment

Ms. Gaard stated that the ESC followed the statutory language on how the funding should be used and the Board was constrained, and it was written by the Legislature.

Mr. Haynes moved approval with an amendment to change the due date of the proposals to July 7, 2023. Mr. Speed seconded. Mr. Dicus, Ms. Chavez, and Mr. Mills recused pursuant to Government Code section 1091. The motion was approved by all other Board members for Agenda Item D.

E. [Missing and Murdered Indigenous Persons Grant, Requests for Proposals: Requesting Approval](#)

This agenda item, presented by Field Representative Eddie Escobar, requested Board approval to release the Missing and Murdered Indigenous People Grant Program Request for Proposals as recommended by the ESC.

Chaired by Board Member Norma Cumpian, the Budget Act of 2022 (Senate Bill 154, Chapter 43, Statutes of 2022) established the Missing and Murdered Indigenous People Grant Program to award grants to federally recognized Indian tribes in California to support efforts to identify, collect case-level data, publicize, and investigate and solve cases involving missing and murdered indigenous people.

Ms. Cumpian thanked BSCC staff for the work on the grant and the community members who added input.

Public comment was heard:

Israel Villa: Supported this grant and stated that his organization would assist in outreach.

Nancy Juarez: Thanked the Board and ESC members for this grant and investment and asked that funding should reach tribes who are not federally recognized.

Yusef Miller: Asked to include funding for tribes that are not federally recognized.

End of public comment

Mr. Dicus stated that he was looking forward to working with the sovereign nations in his area and thanked Ms. Cumpian and the staff for their work on getting the request for proposals completed and out to the public.

Mr. Growdon moved approval. Mr. Dicus seconded. The motion was approved by all other Board members for Agenda item E.

F. [Mobile Probation Service Centers Grant Program, Funding Recommendations: Requesting Approval](#)

This Agenda item, presented by Deputy Director Ricardo Goodridge, requested Board approval of the funding recommendations developed by the Mobile Probation Service Centers Grant Program [Scoring Panel](#). Twenty-five probation departments are eligible to receive \$17,644,154 for mobile probation centers.

The full list of the proposals and the proposal summaries may be found below:

- [Mobile Probation Service Centers Grant Programs Recommended for Funding](#)
- [Mobile Probation Service Centers Grant Programs Proposal Summaries](#)

Mr. Growdon moved approval. Mr. Speed seconded. Ms. Chavez, Mr. Haynes, and Ms. Vernon recused pursuant to Government Code section 1091. The motion was approved by all other Board members.

V. Special Order of Business (Commenced at 10:00 a.m.)

[Inspection of Los Angeles County Juvenile Halls: Determination of Suitability – \(Welf. & Inst. Code, § 209, subds. \(a\)\(4\) & \(d\).\)](#)

- [Barry J. Nidorf Juvenile Hall](#)
- [Central Juvenile Hall](#)

This Agenda item was presented by Chief Deputy Director/ General Counsel Aaron Maguire and Deputy Director Allison Ganter, who requested that the Board make a determination of suitability within the meaning of Welfare and Institutions Code section 209, subdivisions (a)(4) and (d) for the Barry J. Nidorf Juvenile Hall and the Central Juvenile Hall in the County of Los Angeles.

Los Angeles County Supervisor Janice Hanh, Chief of Probation Karen Fletcher, and Chief Executive Officer Feisa Davenport along with other representatives from Los Angeles County appeared before the Board and provided additional information on the corrective action plan and the supplemental corrective action plan outlining how the facilities would come into compliance and detailed how the county will continue to improve the two juvenile facilities.

Chief Fletcher provided updates on the current staffing situation and how the county is expanding recruitment and the marketing of vacant positions. The County will also focus on training to align with Title 15.

The County asked the Board to approve the [Supplemental Plan](#), which outlines their presentation and to adopt the staff's recommendation to defer further action to a future Board meeting.

The Board Members discussed at length the supplemental plan, the safety and security of staff and youth, and the actions by the county moving forward.

Chair Penner called for public comment. Public comment was heard from 53 people; the full recording of the public comment and its transcription may be viewed by turning on closed captions here: https://youtu.be/2E_piqGlufQ

Written public comment was recorded and shared with the Board and posted on the BSCC's website as noted below:

[Public Comment from Peace and Justice Law Center and Youth Law Center](#)
[Public Comment from The Education Justice Coalition et. al](#)
[Public Comment from Youth Justice Education Clinic](#)

End of public comment

After a lengthy discussion among the Board members and Los Angeles County Probation, the following recommendation was adopted:

Staff's original recommendation:

1. Defer further action on the Los Angeles County Juvenile Halls to a future board meeting for the following reasons: the county has proactively moved to make improvements to both facilities, filed a supplemental plan, and has hired new key personnel. As such, the Board should take additional time to evaluate whether the county has "fail[ed] to meet its commitment to resolve noncompliance issues outlined in the corrective action plan..." (Welf. & Inst. Code, § 209, subd. (d).)
2. Request the county file a new, detailed SYTF form under Welfare and Institutions Code section 875, subdivision (g)(4), delineating the SYTF portions of Barry J. Nidorf.
3. Schedule an additional board meeting for mid-May for the Board to reassess suitability; that timeframe will allow for additional staff analysis of the supplemental corrective action plan and on-site inspections by BSCC staff to verify any completed corrective action to inform the recommendation for further Board action.

Amended by the Board:

4. Request additional information from LA County on staffing plans and other details so that the BSCC can later inspect and verify compliance.
5. Request additional information on what alternative plans LA will implement if the juvenile halls are found not suitable in May.

Ms. Chavez moved approval with the amended recommendations. Mr. Growdon seconded. Ms. Gaard, Ms. Zaragoza, and Mr. Budnick recused from the discussion and vote. The motion was approved by all other Board members.

The Board recessed at 11:52 a.m.

The Board returned at 12:16 p.m.

The Board returned to the unfinished items in Agenda IV. Action: Discussion Items:

G. [Edward Byrne Memorial Justice Assistance Grant Program, Funding Recommendations: Requesting Approval](#)

This Agenda item was presented by Field Representative Ian Silva, who requested the Board's approval of the Edward Byrne Memorial Justice Assistance Grant (JAG) Program awards, as recommended by the JAG [Scoring Panel](#). Under the program

\$47,316,384 will be distributed among the 26 successful applicant counties. These grantees consist of eight large counties, nine medium counties, and nine small counties. The grant agreement term for these contracts would be from June 1, 2023, to December 31, 2026.

The full list of the proposals and the proposal summaries may be found below:

[Justice Assistance Grants Proposals Recommended for Funding](#)
[Justice Assistance Grant Proposal Summaries](#)

Public Comment was Heard:

Jonathan Raven: Thanked the Board for the funding for restorative justice in Yolo County.

End of Public Comment

Mr. Mills moved approval. Ms. Cumpian seconded. Mr. Growdon, Mr. Haynes, Ms. Gaard, and Ms. Zaragoza recused pursuant to Government Code section 1091. Mr. Budnick was not present for the vote. The motion was approved by all other Board members.

H. [Proposition 64 Public Health and Safety Grant Program, Cohort III, Funding Recommendations: Requesting Approval](#)

This Agenda item was presented by Field Representative Helene Zentner, who requested Board approval of the Proposition 64 Public Health and Safety (Prop 64 PH&S) Grant Program Cohort 3 awards as recommended by the Cohort 3 [Scoring Panel](#). The Prop 64 PH&S Grant Program is funded by an ongoing portion of tax revenue generated from the cultivation and retail sale of legal, adult-use cannabis or cannabis products in California. Staff recommended the Board approve fully funding the 37 Proposition 64 Cohort 3 proposals totaling \$93,787,468 for grant projects.

The full list of the proposals and the proposal summaries may be found below:

[List of Prop 64 PH&S Grant Program Cohort 3 Proposals Recommended for Funding](#)
[Prop 64 PH&S Grant Program Cohort 3 Proposal Summaries](#)

Mr. Growdon moved approval. Ms. Chavez seconded. Mr. Mills recused pursuant to Government Code section 1091. Mr. Budnick and Ms. Gaard were not present for the vote. The motion was approved by all other Board members.

I. [Appointment of Co-Chair to the Title 15 and 24 Juvenile Regulations Revision Executive Steering Committee: Requesting Approval](#)

This Agenda item was presented by Deputy Director Allison Ganter, who requested approval to appoint Roberto Luca as co-chair of the Juvenile Titles 15 and 24 Regulations Revision Executive Steering Committee in place of Miguel Garcia, who resigned from the Board in November 2022. This would allow the ESC to continue the work of Juvenile Regulations Revision for the duration of the process.

Public Comment was Heard:

Israel Villa: Stated that the decision to remove him as co-chair of the ESC was hypocritical. Asked the Board to do what's right because probation is the root cause of the issues with juveniles.

End of Public Comment

Mr. Haynes moved approval. Ms. Chavez seconded. Mr. Budnick and Ms. Gaard were not present for the vote. The motion was approved by all other Board members.

J. [Local Detention Facilities Inspection Update: Requesting Approval](#)

This Agenda item was presented by Deputy Director Allison Ganter as a regular update on the local detention facility inspections completed in the 2023/2024 Biennial Inspection Cycle and a summary of current outstanding items of noncompliance. Ganter provided a summary of current outstanding items of noncompliance for biennial inspections and a summary of current outstanding items of noncompliance for targeted inspections.

The list of outstanding items of noncompliance for adult detention facilities and their statuses may be viewed here: [ADULT](#)

The list of items of noncompliance for juvenile detention facilities may be viewed here: [JUVENILE](#)

Ganter reported that the staff is not recommending any other formal action be taken at this time and the staff remains in continuous contact with agency administrators to provide technical assistance.

This Agenda item did not require Board action.

Chair Penner returned to Agenda Item II: Information Items

II. Information Items

1. Chair's Report

None to report.

2. Executive Director's Report

Executive Director Kathleen Howard reported on the following:

Requests for Proposals for the California Violence Intervention and Prevention Grant were released which required service contracts. Howard stated that the BSCC now has a service contract with an Oakland-based provider that focuses on community-based service providers. More information about the progress of the service contract will be brought to the Board.

VI. Public Comments

There were no public comments.

VII. Adjourn

The Board adjourned at 2:48 p.m.

Next Board Meeting: To Be Determined in May 2023

ATTENDANCE ROSTER

BSCC BOARD MEMBERS:

1. Chair Penner, Chair, Board of State and Community Corrections
2. Mr. Macomber, Secretary, California Department of Corrections & Rehabilitations (CDCR)
3. Mr. Speed, Acting Director, Division of Adult Parole (CDCR)
4. Mr. Growdon, Sheriff, Lassen County
5. Mr. Dicus, Sheriff, San Bernardino County
6. Ms. Chavez, Supervisor, Santa Clara County
7. Mr. Haynes, Chief Probation Officer, Fresno County
8. Ms. Vernon, Chief Probation Officer, Kings County
9. Ms. Gaard, Retired Judge, Yolo County
10. Mr. Mills, Chief of Police, City of Palm Springs
11. Mr. Budnick, Founder, Anti-Recidivism Coalition
12. Ms. Zaragoza, Attorney, Los Angeles County Alternate Public Defender
13. Ms. Cumpian, Associate Director Anti-Recidivism Coalition Women's, and Non-Binary Services

BSCC STAFF:

Kathleen T. Howard, Executive Director
Aaron Maguire, Chief Deputy Director & General Counsel
Tracie Cone, Communications Director
Adam Lwin, Board Secretary
Allison Ganter, Deputy Director, Facility Standards and Operations
Ricardo Goodridge, Deputy Director, Corrections Planning and Grants Program
Eddie Escobar, Field Representative, Corrections Planning and Grants Program
Helene Zentner, Field Representative, Corrections Planning and Grants Program
Ian Silva, Field Representative, Corrections Planning and Grants Program

Agenda Item A
May 23 Board Meeting Minutes

MINUTES
BOARD OF STATE AND COMMUNITY CORRECTIONS MEETING
THURSDAY MAY 23, 2023 – 11:00 A.M.
BOARD MEETING

Meeting Held In-Person, Zoom & Teleconference

Board Room
2590 Venture Oaks Way
Sacramento, California, 95833

The full recording of the meeting can be viewed here:
<https://www.youtube.com/watch?v=QscUJ06Na7s>

I. Call Meeting to Order

Chair Linda Penner called the meeting to order at 11:03 a.m.

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

Board Secretary Adam Lwin provided instructions to the Board members and the public for participating in the meeting.

Mr. Lwin called the roll and announced that there was a quorum.

The following members were in attendance:

Chair Penner	Mr. Dicus*	Ms. Gaard*	Ms. Zaragoza*
Mr. Macomber	Ms. Chavez*	Mr. Budnick*	
Mr. Speed*	Mr. Haynes	Ms. Mills*	
Mr. Growdon	Ms. Vernon	Ms. Cumpian	

*Attended remotely

II. **Action: Discussion Items**

A. Continuation of Determination of Suitability – Los Angeles County Juvenile Halls – (Welf. & Inst. Code, § 209, subds. (a)(4) & (d.): Requesting Approval

- Barry J. Nidorf Juvenile Hall
- Central Juvenile Hall

Deputy Director Allison Ganter presented the following:

Ganter stated that Agenda item A requested that the Board make a final determination of suitability within the meaning of Welfare and Institutions Code section 209, subdivisions (a)(4) and (d) and find both Barry J. Nidorf and Central juvenile halls unsuitable for the confinement of pre-adjudicated youth.

The Board had deferred action on the determination of suitability at its April 13 meeting to have staff assess whether the corrective action plan and supplemental corrective action plans were implementable and to verify whether the county had taken the steps described in the plan. While some aspects of some parts of the plan have been implemented, no significant items of noncompliance have been corrected, she said.

Ganter reported that staffing remains at deficient levels and there is no indication that the remaining aspects of the plan could be timely implemented so that the facilities would come into compliance by June 12, 2023.

Staff recommended the following:

1. Find that both the [corrective action plan](#) and [supplemental corrective plan](#) submitted by the County of Los Angeles cannot be approved because they do not adequately demonstrate that the items of noncompliance will be corrected in a reasonable period of time and no later than June 12, 2023.
2. Find that because the county has failed to file an approved corrective action plan within 60 days following the issuance of the January 13, 2023, initial inspection report that Central Juvenile Hall and Barry J. Nidorf are unsuitable within the meaning of Welfare and Institutions Code section 209, subdivision (a)(4) and (d).
3. Find that even if the county had filed an approved corrective action plan, that the county had failed to meet its commitment to resolve the items of noncompliance within the meaning of Welfare and Institutions Code section 209, subdivision (d).
4. a) Find that the following items remain out of compliance with Title 15, California Code of Regulations:

i. Barry J. Nidorf Juvenile Hall

1. § 1321. Staffing.
2. § 1325. Fire Safety Plan.
3. § 1328. Safety Checks.
4. § 1354.5. Room Confinement.
5. § 1357. Use of Force.
6. § 1360. Searches.
7. § 1370. Education Program.
8. § 1371. Programs, Recreation, and Exercise.
9. § 1390. Discipline.

ii. Central Juvenile Hall

1. § 1321. Staffing.
2. § 1328. Safety Checks.
3. § 1354.5. Room Confinement.
4. § 1357. Use of Force.
5. § 1358.5. Use of Restraint Devices for Movement and Transportation Within the Facility.
6. § 1360. Searches.
7. § 1370. Education Program.
8. § 1371. Programs, Recreation, and Exercise.
9. § 1390. Discipline.

b) Find that due to the items of noncompliance set forth in recommendation 4(a)(i) and 4(a)(ii) that both Barry J. Nidorf and Central Juvenile Hall are unsuitable within the meaning of Welfare and Institutions Code section 209, subdivision (a)(4).

5. Direct staff to provide electronic notice no later than close of business on May 24, 2023, to all persons within the county having authority over placement of youth in the juvenile halls that both facilities shall not be used for the confinement of youth commencing 60-days after issuance of the notice.

The following representatives from Los Angeles County Probationa presented a plan for future operations:

- ❖ Margarita Perez, representing Interim Chief Probation Officer Guillermo Viera Rosa
- ❖ Michael Minor, Juvenile Consultant, Los Angeles County Probation Department
- ❖ Nancy Campbell, Criminologist & Expert in Effective Behavioral Treatment Strategies
- ❖ Sheila Williams, Chief Executive Office & Probation Department Representative

Their full presentation may be viewed here: <https://www.bscc.ca.gov/wp-content/uploads/LA-Co-BSCC-Presentation-May-22-2023-Version-3-FINAL.pdf>

The Los Angeles County Probation proposed a strategy to align practices with the youth justice reimagined philosophy and requested a continuance to allow a smoother transfer of all pre-dispositioned youth to the Los Padrinos Juvenile Hall and to expedite the BSCC's inspection of the hall.

The Department would focus on:

- Staffing & Training
- Program & Services
- Operational & Structural Changes
- Structures, Policies & Practices to sustain compliance

The County's primary focus would be facilitating the day-to-day staffing levels, collaborating with other county departments to relieve sworn staff, and ensuring Los Padrinos is structurally and operationally ready for occupancy within 60 days.

Board Members unanimously agreed that the County has presented multiple plans but has not yet performed or shown the Board that the facilities had made positive progress, especially in the area of staffing. The Board members stated that significant change has not been made by the County.

Chair Penner called for public comment. Public comment was heard from 58 people; the full recording of the public comment and its transcription may be viewed by turning on closed captions here: <https://www.youtube.com/watch?v=QscUJ06Na7s>.

The Board Members discussed the next steps if the Board were to adopt the staff's recommendation to find both facilities unsuitable, including issuing a 60-day notice of unsuitability on May 24 demanding that youth be moved to a suitable facility, completing a pre-inspection before moving youth and providing technical support. There would be no further action required by the Board. However, any new facility that the County uses, the facility would be subject to inspection and regulations by the BSCC.

Mr. Growdon moved approval. Mr. Dicus seconded. Ms. Zaragoza, Ms. Gaard and Mr. Budnick recused from the discussion and vote. The motion was approved by all other Board members for Agenda Item A.

B. Development of Process for Submittal of 60-Day Corrective Action Plans: Requesting Approval

This Agenda item was presented by Chief Deputy Director Aaron Maguire and Deputy Director Allison Ganter, who requested Board approval to direct staff to develop written

policies and procedures for the submission and approval of county Corrective Action Plans (CAP) under Welfare and Institutions Code section 209. Staff recommended that the Board approve the following:

1. Direct BSCC staff to develop a written process and timeline for the consideration and approval of county Corrective Action Plans under Welfare and Institutions Code section 209 (d).
2. Until new policies and procedure are adopted, formally delegate authority to staff under Penal Code section 6025.6¹ to approve CAPs.

The Board discussed the recommendations and amended recommendation 2 as follows:

Until new policies and procedures are adopted, formally delegate authority to the Facilities Standards Division Deputy Director to approve or deny the corrective action plan and authorize staff to bring any CAP to the Board for approval or denial when appropriate.

Chair Penner called for public comment. Public comment was heard from four people; the full recording of the public comment and its transcription may be viewed by turning on closed captions here: <https://www.youtube.com/watch?v=QscUJ06Na7s>.

Ms. Vernon moved approval. Mr. Growdon seconded. Mr. Speed voted No. Ms. Gaard and Ms. Zaragoza Abstained. Mr. Budnick and Mills were not present during the vote. The motion was approved by all other Board members for Agenda Item B.

III. Public Comments

There were no public comments.

IV. Adjourn

The Board adjourned at 3:17 p.m.

Next Board Meeting: July 27, 2023

¹ “The [BSCC] may delegate any ministerial authority or duty conferred or imposed upon the board to a subordinate officer subject to those conditions as it may choose to impose.”

ATTENDANCE ROSTER

BSCC BOARD MEMBERS:

1. Chair Penner, Chair, Board of State and Community Corrections
2. Mr. Macomber, Secretary, California Department of Corrections & Rehabilitations (CDCR)
3. Mr. Speed, Acting Director, Division of Adult Parole (CDCR)
4. Mr. Growdon, Sheriff, Lassen County
5. Mr. Dicus, Sheriff, San Bernardino County
6. Ms. Chavez, Supervisor, Santa Clara County
7. Mr. Haynes, Chief Probation Officer, Fresno County
8. Ms. Vernon, Chief Probation Officer, Kings County
9. Ms. Gaard, Retired Judge, Yolo County
10. Mr. Mills, Chief of Police, City of Palm Springs
11. Mr. Budnick, Founder, Anti-Recidivism Coalition
12. Ms. Zaragoza, Attorney, Los Angeles County Alternate Public Defender
13. Ms. Cumpian, Associate Director Anti-Recidivism Coalition Women's, and Non-Binary Services

BSCC STAFF:

Kathleen T. Howard, Executive Director
Aaron Maguire, Chief Deputy Director & General Counsel
Tracie Cone, Communications Director
Adam Lwin, Board Secretary
Allison Ganter, Deputy Director, Facility Standards and Operations

Agenda Item B

MEETING DATE: June 15, 2023

AGENDA ITEM: B

TO: BSCC Chair and Members

FROM: Katrina Jackson, Field Representative, katrina.jackson@bscc.ca.gov

SUBJECT: California Violence Intervention and Prevention (CalVIP) Grant Program – Cohort IV – Recommendations for Funding of Mental Health Services for Front Line Workers of Existing Grantees:
Requesting Approval

Summary

This agenda item requests Board approval to award approximately \$275,000 in supplemental grants to Cohort IV grantees of the California Violence Intervention and Prevention (CalVIP) program to address the mental health needs of their frontline workers.

Background

The Budget Act of 2021 appropriated \$1.8 million to build capacity in community-based violence intervention and prevention. (Senate Bill 129, Chapter 69, Statutes of 2021.) On February 10, 2022, the Board approved the CalVIP Executive Steering Committee's (ESC) recommendations that these funds be allocated to the following five categories:

1. Training and certifications to expand the field of frontline workers
2. Supplemental grants to provide mental health services to frontline workers
3. Regional technical assistance to build capacity on issues, such as data collection
4. Convening strategy meetings for grantees to identify and share best practices
5. Institute a culturally relevant professional development pilot program

Subsequently, the Budget Act of 2022 allocated an additional \$1.8 million for the CalVIP program. (Senate Bill 154, Chapter 43, Statutes of 2022.) This resulted in a total of \$3.6 million to the CalVIP program as funding for service contracts and supplemental grants for technical assistance, expand capacity and training. On November 17, 2022, the Board approved the staff's recommendation to double the set-aside amounts for the five funding categories.

Based on the ESC's recommendations, BSCC staff developed the CalVIP Mental Health Services for Frontline Workers Request for Applications (RFA), which made \$1 million in funding available to CalVIP Cohort IV grantees as supplemental grants for providing mental health services to frontline workers and their families. On March 27, 2023, the RFA was released as a non-competitive grant to 108 current Cohort IV grantees with \$9,174 available for each grantee.

The BSCC received 30 applications requesting approximately \$275,000 in funding. BSCC staff conducted an internal review of the applications and determined that 24 applications would fulfill the goals and purposes of the RFA. Staff also determined that the remaining six

applications could be awarded if the applicants slightly modified their proposals. BSCC staff generated a list of all proposals considered for funding ranked in no particular order. (Attachment B-1.)

If the Board approves the staff's recommendations, staff will execute grant agreements with the 24 projects recommended for funding and will work with the six additional projects to ensure their proposals are consistent with the RFA before an award is made to them. The grant projects will begin on July 1, 2023.

Recommendation/Action Needed

Staff recommends that the Board:

1. Approve the proposed list of 24 applicants, comprised of current CalVIP Cohort IV grantees, for approximately \$275,000 in supplemental grants that will run from July 1, 2023, through June 30, 2025.
2. Authorize staff to make six additional awards from the list contingent upon the applicant's ability to submit and receive approval for modifications that would make their proposal align with the project scope, objectives, and other requirements of the CalVIP Mental Health Services for Frontline Workers RFA.

Attachments

B-1: List of CalVIP Mental Health Services for Frontline Workers Applications
Recommended for Funding

B-2: CalVIP Mental Health Services for Frontline Workers Grant Request for Applications

Attachment B-1

**2023 CALVIP COHORT IV
MENTAL HEALTH SERVICES FOR FRONTLINE WORKERS PROPOSALS
RECOMMENDED FOR FUNDING**

Total Grant Funding: \$220,176

	Applicant	Award Amount
1.	Alliance for Community Empowerment	\$9174
2.	Big Brothers Big Sisters of Orange County and the Inland Empire	\$9174
3.	Bit Brothers Big Sisters of San Diego County	\$9174
4.	Big Brothers Big Sisters of the Bay Area	\$9174
5.	Bounce Back Generation	\$9174
6.	City of Long Beach	\$9174
7.	City of Oakland	\$9174
8.	City of Pasadena	\$9174
9.	City of Stockton	\$9174
10.	Community Action Commission of Santa Barbara County	\$9174
11.	EmpowHer Institute	\$9174
12.	Epidaurus dba Amity Foundation	\$9174
13.	Fairfield Police Activities League	\$9174
14.	God's Pantry	\$9174
15.	Just Us 4 Youth	\$9174
16.	National Prevention Science Coalition	\$9174
17.	New Directions for Youth	\$9174
18.	Options Recovery	\$9174
19.	Rainbow Labs	\$9174
20.	Reaching Back to Our Youth	\$9174
21.	Rising Stars Business Academy	\$9174
22.	Stay Focused	\$9174
23.	The Regents of UC Davis	\$9174
24.	Youth Alive	\$9174

Total Conditional* Funding: \$55,044

	Applicant	Award Amount
1.	Be Finally Free	\$9174
2.	CityServe Network	\$9174
3.	Flintridge Center	\$9174
4.	Million Little	\$9174
5.	Reach Out	\$9174
6.	The Dream Center	\$9174

*Funding is contingent upon BSCC staff's approval of applicant's modifications to their proposals.

Attachment B-2



California Violence Intervention and Prevention Program: Mental Health Services for Frontline Workers Grant

APPLICATION PACKAGE

Applications Due: April 28, 2023

Grant Period: July 1, 2023 to June 30, 2025



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PART I: GRANT INFORMATION

Contact Information

This Request for Applications (RFA) provides the information necessary to prepare an Application to the Board of State and Community Corrections (BSCC) for grant funds available through the California Violence Intervention and Prevention (CalVIP) Program: Mental Health Services for Frontline Workers Grant. Any questions concerning the RFA must be submitted by email to calvip@bscc.ca.gov.

Background Information

The California State Legislature appropriated funding within the CalVIP Grant Program to promote CalVIP and build capacity in the field of community-based violence intervention and prevention. Promotion includes activities such as contracting with or hiring technical assistance providers with experience in implementing community-based violence intervention and prevention programs, contracting with or providing grants to organizations that provide training and certifications to community-based violence intervention and prevention professionals to expand the field of frontline workers and technical assistance providers, and contracting with independent researchers to evaluate the impact of selected initiatives supported by CalVIP.

The CalVIP Executive Steering Committee (ESC) recommended funding five categories to assist in capacity building, technical assistance, and training as shown below:

1. Provide training and certifications to community-based violence intervention and prevention professionals to expand the field of frontline workers, including street outreach, hospital-based Interventions, community intervention workers and ambassadors.
2. Provide supplemental grants for CalVIP grantees to provide mental health services to frontline workers and their families to help deal with the stress and trauma of the job.
3. Provide regional technical assistance for grantees to build capacity in data collection, data entry, development of sharing agreements, financial and billing needs, accounting, communication support, and fiscal structure.
4. Convene specific strategy meetings (e.g., all Hospital-based Violence Intervention, street outreach, etc.), that would bring together the entire Cohort to identify and share best practices.
5. Institute a culturally Relevant Professional Development Pilot Program for frontline workers.

Application Due Date and Submission Instructions

Applications must be received by 5:00 P.M. on Friday, April 28, 2023. Applicants must ensure the application package is signed with a digital signature **OR** a wet blue ink signature that is then scanned with the completed application package. Submit one (1) completed application package via email to: calvip@bscc.ca.gov.

Description of the Grant

Grant Period

Eligible applicants will be funded for a grant period commencing July 1, 2023 and ending June 30, 2025.

Eligibility to Apply

The CalVIP Program: Mental Health Services for Frontline Workers Grant will be available to the 108 CalVIP Cohort IV grantees. Please email the CalVIP Field Representative with questions regarding eligibility at calvip@bscc.ca.gov.

Eligible Activities

Funds awarded under the CalVIP Program: Mental Health Services for Frontline Workers Grant must be utilized to address the mental health needs of frontline workers and their families. In support of these efforts, each applicant will develop a Project Work Plan that identifies measurable project goals, objectives, and commensurate timelines (Appendix A).

Funding Information

The State Budget Act of 2021 and the State Budget Act of 2022 each appropriated a total of \$1.8 million in funding to build capacity in the field of community-based violence intervention and prevention for a total of \$3.6 million in funding. The funding was designed to be used to hire technical assistance providers with experience in implementing community-based violence intervention and prevention programs, to contract with or provide grants to organizations that provide training and certifications to community-based violence intervention and prevention professionals to expand the field of front line workers and technical assistance providers, and to contract with independent researchers to evaluate the impact of selected initiatives supported by CalVIP.

The CalVIP ESC recommended funding five categories. The Mental Health Services for Frontline Workers category was allocated \$1,000,000 in funding to provide mental health services to frontline workers and their families to deal with the stress and trauma of the job.

Funding is available to CalVIP Cohort IV grantees and each grantee is eligible to apply for **up to** \$9,174 in funding. Grantees are encouraged to apply for the maximum amount.

Note: Grantees that are also subgrantees are only eligible to receive the maximum grant amount of \$9,174. Additionally, services cannot be duplicative as those being offered through the Health and Wellness line item within your agencies CalVIP proposal and funding cannot be used towards match for the Health and Wellness line item.

Match Requirement

The CalVIP Program: Mental Health Services for Frontline Workers Grant does not have a match requirement.

Supplanting

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. Supplanting is strictly prohibited for all BSCC grants. The CalVIP Program: Mental Health Services for Frontline Workers Grant shall be used to provide mental health services to frontline workers and their families but shall not be used to replace existing funds. 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.

General Grant Requirements

Grant Agreement

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 Appendix C for a sample grant agreement (State of California: Contract and General Terms and Conditions). The terms and conditions of the grant agreement may change before execution.

The grant agreement start date is expected to be July 1, 2023. Grant agreements 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 grant agreement 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.

Invoices

Disbursement of grant funds occurs on a reimbursement basis for costs incurred during a reporting period. Grantees must submit invoices to the BSCC through an online process no later than 45 days following the end of the invoicing period. Invoicing for this grant opportunity will be on a quarterly basis. Grantees must maintain adequate supporting documentation for all costs claimed on invoices. BSCC staff will conduct a desk review process which requires grantees to submit electronic documentation to support all grant funds claimed during the invoicing period and on-site monitoring visits that will include a review of documentation maintained as substantiation for project expenditures.

Additional information about invoicing can be found in the BSCC Grant Administration Guide, located on the BSCC [website](#).

Travel

Travel is usually warranted when personal contact by project-related personnel is the most appropriate method of completing project-related business. The most economical method of transportation, in terms of direct expenses to the project and the project-related personnel's time away from the project, must be used. Grantees are required to include sufficient per diem and travel allocations for project-related personnel to attend any

required BSCC training conferences or workshops as described in the Request for Applications and Grant Agreement.

Units of Government

Grantees that are units of government using BSCC funds may follow either their own written travel and per diem policy or the California State travel and per diem policy. Units of government that plan to use cars from a state, county, city, district carpool, or garage may budget either the mileage rate established by the carpool or garage, or the state mileage rate, not to exceed the loaning agency.

Out-of-State Travel

Out-of-state travel is generally restricted and only allowed in exceptional situations. Grantees must receive written BSCC approval prior to incurring expenses for out-of-state travel. Even if previously authorized in the Grant Agreement, Grantees must submit a separate written request on Grantee letterhead for approval to the assigned BSCC Field Representative. Out-of-state travel requests must include a detailed justification and budget information.

In addition, California prohibits travel, except under specified circumstances, to states that have been found by the California Attorney General to have discriminatory laws. The BSCC will not reimburse for travel to these states unless the travel meets a specific exception under Government Code section 11139.8, subdivision (c). For additional information, please see: <https://oag.ca.gov/ab1887>.

Overview of the RFA Process

Confirmation of Receipt of Application

Upon submission of an application, applicants will receive a confirmation email from the BSCC stating that the application has been received. The email will be sent to the individual that signed the application and the person listed as the Project Director.

Review Process

BSCC staff will review each application for compliance with the criteria in this RFA.

Summary of Key Dates

The following table shows a timeline of key dates related to the RFA

Activity	Date
Release Request for Applications	March 27, 2023
Applications Due to the BSCC	April 28, 2023
Grants Begin	June 15, 2023

PART II: APPLICATION INSTRUCTIONS

This section contains pertinent information for completing the CalVIP Program: Mental Health Services for Frontline Workers Grant application and attachments.

Application Description and Budget Instructions

Application Description

Provide a one-to-two-page proposal that describes the proposed project. Funds awarded under this program must be utilized to address the mental health needs of frontline workers and their families.

- Project Description must meet the narrative formatting requirements below:
 - Arial 12-point font
 - One-inch margins on all four sides
 - 1.5-line spacing

Budget Section

As part of the application process, applicants are required to submit a Budget. Applicants may only submit the Budget using the Excel Workbook provided by the BSCC.

Applicants should be aware that budgets will be subject to review and approval by the BSCC staff to ensure all proposed costs listed within the budget narrative are allowable and eligible for reimbursement. Regardless of any ineligible costs that may need to be addressed post award, the starting budget for the reimbursement invoices and the total amount requested will be the figures used for the Standard Grant Agreement.

Applicants are solely responsible for the accuracy and completeness of the information entered in the Budget Table and Budget Narrative. Detailed instructions for completing the Budget Attachment are listed on the Instructions tab of the Excel workbook. All project costs must be directly related to the objectives and activities of the project. The Budget Table must cover the entire grant period (July 1, 2023 - June 30, 2025).

For additional guidance related to grant budgets, refer to the [BSCC Grant Administration Guide](#).

PART III: APPLICATION AND APPENDIXES

Application

This section includes the following:

- Application Package Cover Sheet
- Applicant Information Form: Instructions
- Applicant Information Form
- Project Description
- Budget

Appendixes

This section includes the following appendixes:

- Appendix A - Project Work Plan
- Appendix B - Sample Grant Agreement

**California Violence Intervention and Prevention
Program: Mental Health Services for Frontline
Workers Grant**

**APPLICATION PACKAGE
COVER SHEET**

Submitted by:

INSERT NAME OF APPLICANT

Date Submitted:

INSERT DATE

Applicant Information Form: Instructions

- A. Applicant:** Complete the required information for the agency submitting the form (i.e., <NAME> ABC Organization).
- B. Tax Identification Number:** Provide the tax identification number of the Applicant.
- C. Project Title:** Provide the title of the project.
- D. Project Summary:** Provide a summary (100-150 words) of the proposal. Note: this information will be posted to the BSCC's website for informational purposes.
- E. Grant Funds Requested:** See Instructions Tab of the Budget Attachment.
- F. Project Director:** Provide the name, title, and contact information for the individual responsible for oversight and management of the project. This person must be an employee of the Grantee.
- G. Financial Officer:** Provide the name, title and contact information for the individual responsible for fiscal oversight and management of the project. Typically, this is the individual that will certify and submit invoices. This person must be an employee of the Grantee.
- H. Day-to-Day Project Contact:** Provide the name, title and contact information for the individual who serves as the primary contact person for the grant. Typically, this individual has day-to-day oversight for the project. This person must be an employee of the Grantee.
- I. Day-to-Day Fiscal Contact:** Provide the name, title, and contact information for the individual who serves as the primary contact person for fiscal matters related to the grant. This may be the individual who prepares the invoices for approval by the Financial Officer. This person must be an employee of the Grantee.
- J. Authorized Signature:** Complete the required information for the person authorized to sign for the Applicant. This individual must read the assurances under this section, then sign and date in the appropriate fields.

Applicant Information Form

A. APPLICANT < Name> Public Defender's Office		B. TAX IDENTIFICATION NUMBER	
NAME OF APPLICANT		TAX IDENTIFICATION #:	
STREET ADDRESS	CITY	STATE	ZIP CODE
MAILING ADDRESS (if different)	CITY	STATE	ZIP CODE
C. PROJECT TITLE:			
D. PROJECT SUMMARY (100-150 words):			
E. GRANT FUNDS REQUESTED: See Budget Attachment or Last Page			
\$			
F. PROJECT DIRECTOR:			
NAME	TITLE	TELEPHONE NUMBER	
STREET ADDRESS		FAX NUMBER	
CITY	STATE	ZIP CODE	EMAIL ADDRESS
G. 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
H. DAY-TO-DAY PROGRAM CONTACT:			
NAME	TITLE	TELEPHONE NUMBER	
STREET ADDRESS		FAX NUMBER	
CITY	STATE	ZIP CODE	EMAIL ADDRESS

I. DAY-TO-DAY FISCAL CONTACT:			
NAME	TITLE	TELEPHONE NUMBER	
STREET ADDRESS		FAX NUMBER	
CITY	STATE	ZIP CODE	EMAIL ADDRESS

J. AUTHORIZED SIGNATURE			
By signing this application, I hereby certify that I am vested by the 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
EMAIL ADDRESS			
APPLICANT'S SIGNATURE (Signed by the authorized signatory with a digital signature OR a wet signature in blue ink.) X			DATE

Authorized Signature: Must be a representative with the authority to sign documents and obligate the applicant

CONFIDENTIALITY NOTICE

All documents submitted as a part of the CalVIP Program: Mental Health Services for Frontline Workers Grant application are public documents and may be subject to a request pursuant to 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 application. (Gov. Code, §§ 6250 et seq.)

Project Description

Provide a one-to-two-page description of the proposed project.

Budget Attachment

As part of the CalVIP Program: Mental Health Services for Frontline Workers application package, applicants are required to submit the Budget Narrative (Budget Attachment). Detailed instructions for completing the Budget Attachment are listed on the Instructions tab of the Excel workbook.

All project costs must be directly related to the objectives and activities of the proposed project. The Budget Attachment covers the entire grant period.

Additional guidance on grant budgets can be found in the *BSCC Grant Administration Guide*, located on the BSCC [website](#).

Appendix A: Project Work Plan

This Project Work Plan identifies measurable goals and objectives, activities and services, the responsible parties and a timeline. Completed plans should (1) identify the project's **top goals and objectives** (minimum of two); (2) identify how the top goals will be achieved in terms of the activities, responsible staff/partners, and start and end dates; and (3) provide goals and objectives with a clear relationship to the need and intent of the grant. Please provide a project workplan in the below fields.

(1) Goal:			
Objectives (A., B., etc.)	A. B. C.		
Project activities that support the identified goal and objectives:	Responsible staff/partners	Timeline	
		Start Date	End Date
1. 2. 3.			

(2) Goal:			
Objectives (A., B., etc.)	A. B. C.		
Project activities that support the identified goal and objectives:	Responsible staff/partners	Timeline	
		Start Date	End Date
1. 2. 3.			

Appendix B: Sample Grant Agreement

Attachment B-2

STATE OF CALIFORNIA DEPARTMENT OF GENERAL SERVICES

SCO ID: 5227-BSCCxxx22

STANDARD AGREEMENT

STD 213 (Rev 03/2019)

AGREEMENT NUMBER

BSCC xxx-22

PURCHASING AUTHORITY NUMBER (If Applicable)

BSCC-5227

1. This Agreement is entered into between the Contracting Agency and the Contractor named below:

CONTRACTING AGENCY NAME

BOARD OF STATE AND COMMUNITY CORRECTIONS

CONTRACTOR NAME

xxx

2. The term of this Agreement is:

START DATE

JULY 1, 2023

THROUGH END DATE

JUNE 30, 2025

3. The maximum amount of this Agreement is:

\$0,000,000.00

4. The parties agree to comply with the terms and conditions of the following exhibits, attachments, and appendices which are by this reference made a part of the Agreement.

EXHIBITS	TITLE	PAGES
Exhibit A	Scope of Work	3
Exhibit B	Budget Detail and Payment Provisions	4
Exhibit C	General Terms and Conditions (04/2017)	4
Exhibit D	Special Terms and Conditions	4
Attachment 1*	California Violence Intervention & Prevention Program: Mental Health Services for Frontline Workers Request for Applications	*
Attachment 2	California Violence Intervention & Prevention Program: Mental Health Services for Frontline Workers Grant Application	XX

* This item is hereby incorporated by reference and can be viewed at: http://www.bscc.ca.gov/s_cpgpcalvipgrant/

IN WITNESS WHEREOF, THIS AGREEMENT HAS BEEN EXECUTED BY THE PARTIES HERETO.

CONTRACTOR

CONTRACTOR NAME (if other than an individual, state whether a corporation, partnership, etc.)

Grantee Name

CONTRACTOR BUSINESS ADDRESS

xxx

CITY

xxx

STATE

xx

ZIP

xxx

PRINTED NAME OF PERSON SIGNING

xxx

TITLE

xxx

CONTRACTOR AUTHORIZED SIGNATURE

DATE SIGNED

STATE OF CALIFORNIA

CONTRACTING AGENCY NAME

BOARD OF STATE AND COMMUNITY CORRECTIONS

CONTRACTING AGENCY ADDRESS

2590 Venture Oaks Way, Suite 200

CITY

Sacramento

STATE

CA

ZIP

95833

PRINTED NAME OF PERSON SIGNING

RICARDO GOODRIDGE

TITLE

Deputy Director

CONTRACTING AGENCY AUTHORIZED SIGNATURE

DATE SIGNED

EXHIBIT A: SCOPE OF WORK

1. GRANT AGREEMENT – CALIFORNIA VIOLENCE INTERVENTION AND PREVENTION (CalVIP) MENTAL HEALTH SERVICES FOR FRONTLINE WORKERS GRANT PROGRAM

This Grant Agreement is between the State of California, Board of State and Community Corrections (hereafter referred to as BSCC) and **Grantee Name** (hereafter referred to as the Grantee or Contractor).

2. PROJECT SUMMARY AND ADMINISTRATION

A. The CalVIP Program: Mental Health Services for Frontline Workers Grant Opportunity provides supplemental grants for CalVIP Cohort IV grantees to provide mental health services to frontline workers and their families.

B. Grantee agrees to administer the project in accordance with Attachment 1: CalVIP Program: Mental Health Services for Frontline Workers Grant Request for Applications (incorporated by reference) and Attachment 2: CalVIP Program: Mental Health Services for Frontline Workers Grant Application, which are attached hereto and made part of this agreement.

3. PROJECT OFFICIALS

A. The BSCC's Executive Director or designee shall be the BSCC's representative for administration of the Grant Agreement and shall have authority to make determinations relating to any controversies that may arise under or regarding the interpretation, performance, or payment for work performed under this Grant Agreement.

B. The Grantee's project officials shall be those identified as follows:

Authorized Officer with legal authority to sign:

Name: xxx
Title: xxx
Address: xxx
Phone: xxx
Email: xxx

Designated Financial Officer authorized to receive warrants:

Name: xxx
Title: xxx
Address: xxx
Phone: xxx
Email: xxx

Project Director authorized to administer the project:

Name: xxx
Title: xxx
Address: xxx
Phone: xxx
Email: xxx

C. Either party may change its project representatives upon written notice to the other party.

D. By signing this Grant Agreement, the Authorized Officer listed above warrants that he or she has full legal authority to bind the entity for which he or she signs.

4. DATA COLLECTION

EXHIBIT A: SCOPE OF WORK

Grantees will be required to comply with all data collection and reporting requirements as described in Attachment 1: CalVIP Program: Mental Health Services for Frontline Workers Grant Request for Applications (incorporated by reference) and Attachment 2: CalVIP Program: Mental Health Services for Frontline Workers Grant Application.

5. PROJECT RECORDS

- A. The Grantee shall establish an official file for the project. The file shall contain adequate documentation of all actions taken with respect to the project, including copies of this Grant Agreement, approved program/budget modifications, financial records and required reports.
- B. The Grantee shall establish separate accounting records and maintain documents and other evidence sufficient to properly reflect the amount, receipt, and disposition of all project funds, including grant funds and the total cost of the project. Source documentation includes copies of all awards, applications, approved modifications, financial records, and narrative reports.
- C. Personnel and payroll records shall include the time and attendance reports for all individuals reimbursed under the grant, whether they are employed full-time or part-time. Time and effort reports are also required for all subcontractors and consultants.
- D. The grantee shall maintain documentation of donated goods and/or services, including the basis for valuation.
- E. Grantee agrees to protect records adequately from fire or other damage. When records are stored away from the Grantee's principal office, a written index of the location of records stored must be on hand and ready access must be assured.
- F. All Grantee records relevant to the project must be preserved a minimum of three (3) years after closeout of the grant project and shall be subject at all reasonable times to inspection, examination, monitoring, copying, excerpting, transcribing, and auditing by the BSCC or designees. If any litigation, claim, negotiation, audit, or other action involving the records has been started before the expiration of the three-year period, the records must be retained until the completion of the action and resolution of all issues which arise from it or until the end of the regular three-year period, whichever is later.

EXHIBIT B: BUDGET DETAIL AND PAYMENT PROVISIONS

1. INVOICING AND PAYMENTS

- A. The Grantee shall be paid in quarterly in arrears by submitting an invoice (Form 201) to the BSCC that outlines actual expenditures claimed for the invoicing period.

Quarterly Invoicing Periods:

1. July 1, 2023 to September 30, 2023
2. October 1, 2023 to December 31, 2023
3. January 1, 2024 to March 31, 2024
4. April 1, 2024 to June 30, 2024
5. July 1, 2024 to September 30, 2024
6. October 1, 2024 to December 31, 2024
7. January 1, 2025 to March 31, 2025
8. April 1, 2025 to June 30, 2025

Due no later than:

- November 15, 2023
February 15, 2024
May 15, 2024
August 15, 2024
November 15, 2024
February 15, 2025
May 15, 2025
August 15, 2025

- B. Grantee shall submit an invoice to the BSCC each invoicing period, even if grant funds are not expended or requested during the invoicing period.
- C. Upon the BSCC's request, supporting documentation must be submitted for project expenditures. Grantees are required to maintain supporting documentation for all expenditures on the project site for the life of the grant and make it readily available for review during BSCC site visits. See Exhibit A. Scope of Work, Item 6. Project Records.

2. GRANT AMOUNT AND LIMITATION

- A. In no event shall the BSCC be obligated to pay any amount in excess of the grant award. Grantee waives any and all claims against the BSCC, and the State of California on account of project costs that may exceed the sum of the grant award.
- B. Under no circumstance will a budget item change be authorized that would cause the project to exceed the amount of the grant award identified in this Grant Agreement.

3. BUDGET CONTINGENCY CLAUSE

- A. This grant agreement is valid through CalVIP funding generated from the General Fund. The Grantee agrees that the BSCC's obligation to pay any sum to the grantee under any provision of this agreement is contingent upon the availability of sufficient funding granted through the passage of Senate Bill 129 (Chapter 69, Statutes of 2021) also known as the California Budget Act of 2021 and Senate Bill 154 (Chapter 43, Statutes of 2022) also known as the California Budget Act of 2022. It is mutually agreed that if the Budget Act of the current year and/or any subsequent years covered under this Grant Agreement does not appropriate sufficient funds for the program, this Grant Agreement shall be of no further force and effect. In this event, the BSCC shall have no liability to pay any funds whatsoever to Grantee or to furnish any other considerations under this Agreement and Grantee shall not be obligated to perform any provisions of this Grant Agreement.
- B. If CalVIP funding is reduced or falls below estimates contained within the CalVIP Request for Proposals, the BSCC shall have the option to either cancel this Grant Agreement with no liability occurring to the BSCC or offer an amendment to this agreement to the Grantee to reflect a reduced amount.
- C. If BSCC cancels the agreement pursuant to Paragraph 3(B) or Grantee does not agree to an amendment in accordance with the option provided by Paragraph 3(B), it is mutually agreed that the Grant Agreement shall have no further force and effect. In this event, the BSCC shall have no liability to pay any funds whatsoever to Grantee or to furnish any other considerations

EXHIBIT B: BUDGET DETAIL AND PAYMENT PROVISIONS

under this Agreement and Grantee shall not be obligated to perform any provisions of this Grant Agreement except that Grantee shall be required to maintain all project records required by Paragraph 6 of Exhibit A for a period of three (3) years following the termination of this agreement.

4. PROJECT COSTS

- A. Grantee is responsible for ensuring that actual expenditures are for eligible project costs. "Eligible" and "ineligible" project costs are set forth in the July 2020 BSCC Grant Administration Guide, which can be found under Quick Links here:

https://www.bscc.ca.gov/s_correctionsplanningandprograms/

The provisions of the BSCC Grant Administration Guide are incorporated by reference into this agreement and Grantee shall be responsible for adhering to the requirements set forth therein. To the extent any of the provisions of the BSCC Grant Administration Guide and this agreement conflict, the language in this agreement shall prevail.

- B. Grantee is responsible for ensuring that invoices submitted to the BSCC claim actual expenditures for eligible project costs.
- C. Grantee shall, upon demand, remit to the BSCC any grant funds not expended for eligible project costs or an amount equal to any grant funds expended by the Grantee in violation of the terms, provisions, conditions or commitments of this Grant Agreement.
- D. Grant funds must be used to support new program activities or to augment existing funds that expand current program activities. Grant funds shall not replace (supplant) any federal, state and/or local funds that have been appropriated for the same purpose. Violations can result in recoupment of monies provided under this grantor suspension of future program funding through BSCC grants.

5. PROMPT PAYMENT CLAUSE

Payment will be made in accordance with, and within the time specified in, Government Code Chapter 4.5, commencing with Section 927.

6. WITHHOLDING OF GRANT DISBURSEMENTS

- A. The BSCC may withhold all or any portion of the grant funds provided by this Grant Agreement in the event the Grantee has materially and substantially breached the terms and conditions of this Grant Agreement.
- B. The BSCC will not reimburse Grantee for costs identified as ineligible for grant funding. If grant funds have been provided for costs subsequently deemed ineligible, the BSCC may either withhold an equal amount from future payments to the Grantee or require repayment of an equal amount to the State by the Grantee.
- C. In the event that grant funds are withheld from the Grantee, the BSCC's Executive Director or designee shall notify the Grantee of the reasons for withholding and advise the Grantee of the time within which the Grantee may remedy the failure or violation leading to the withholding.

7. EXECUTIVE ORDER N-6-22 – RUSSIA SANCTIONS

On March 4, 2022, Governor Gavin Newsom issued Executive Order N-6-22 (the EO) regarding Economic Sanctions against Russia and Russian entities and individuals. "Economic Sanctions" refers to sanctions imposed by the U.S. government in response to Russia's actions in Ukraine, as well as any sanctions imposed under state law. The EO directs state agencies to terminate contracts with, and to refrain from entering any new contracts with, individuals or entities that are determined to be a target of Economic Sanctions. Accordingly, should the State determine

EXHIBIT B: BUDGET DETAIL AND PAYMENT PROVISIONS

Contractor is a target of Economic Sanctions or is conducting prohibited transactions with sanctioned individuals or entities, that shall be grounds for termination of this agreement. The State shall provide Contractor advance written notice of such termination, allowing Contractor at least 30 calendar days to provide a written response. Termination shall be at the sole discretion of the State.

8. PROJECT BUDGET

BSCC Budget Line Item	A. Grant Funds	B. Total
1. Mental Health Services	\$0	\$0
TOTALS	\$0	\$0

EXHIBIT C: GENERAL TERMS AND CONDITIONS (04/2017)

1. **APPROVAL:** This Agreement is of no force or effect until signed by both parties and approved by the Department of General Services, if required. Contractor may not commence performance until such approval has been obtained.
2. **AMENDMENT:** No amendment or variation of the terms of this Agreement shall be valid unless made in writing, signed by the parties and approved as required. No oral understanding or Agreement not incorporated in the Agreement is binding on any of the parties.
3. **ASSIGNMENT:** This Agreement is not assignable by the Contractor, either in whole or in part, without the consent of the State in the form of a formal written amendment.
4. **AUDIT:** Contractor agrees that the awarding department, the Department of General Services, the Bureau of State Audits, or their designated representative shall have the right to review and to copy any records and supporting documentation pertaining to the performance of this Agreement. Contractor agrees to maintain such records for possible audit for a minimum of three (3) years after final payment, unless a longer period of records retention is stipulated. Contractor agrees to allow the auditor(s) access to such records during normal business hours and to allow interviews of any employees who might reasonably have information related to such records. Further, Contractor agrees to include a similar right of the State to audit records and interview staff in any subcontract related to performance of this Agreement. (Gov. Code §8546.7, Pub. Contract Code §10115 et seq., CCR Title 2, Section 1896).
5. **INDEMNIFICATION:** Contractor agrees to indemnify, defend and save harmless the State, its officers, agents and employees from any and all claims and losses accruing or resulting to any and all contractors, subcontractors, suppliers, laborers, and any other person, firm or corporation furnishing or supplying work services, materials, or supplies in connection with the performance of this Agreement, and from any and all claims and losses accruing or resulting to any person, firm or corporation who may be injured or damaged by Contractor in the performance of this Agreement.
6. **DISPUTES:** Contractor shall continue with the responsibilities under this Agreement during any dispute.
7. **TERMINATION FOR CAUSE:** The State may terminate this Agreement and be relieved of any payments should the Contractor fail to perform the requirements of this Agreement at the time and in the manner herein provided. In the event of such termination, the State may proceed with the work in any manner deemed proper by the State. All costs to the State shall be deducted from any sum due the Contractor under this Agreement and the balance, if any, shall be paid to the Contractor upon demand.
8. **INDEPENDENT CONTRACTOR:** Contractor, and the agents and employees of Contractor, in the performance of this Agreement, shall act in an independent capacity and not as officers or employees or agents of the State.
9. **RECYCLING CERTIFICATION:** The Contractor shall certify in writing under penalty of perjury, the minimum, if not exact, percentage of post-consumer material as defined in the Public Contract Code Section 12200, in products, materials, goods, or supplies offered or sold to the State regardless of whether the product meets the requirements of Public Contract Code Section 12209. With respect to printer or duplication cartridges that comply with the requirements of Section 12156(e), the certification required by this subdivision shall specify that the cartridges so comply (Pub. Contract Code §12205).
10. **NON-DISCRIMINATION CLAUSE:** During the performance of this Agreement, Contractor and its subcontractors shall not deny the contract's benefits to any person on the basis of race, religious creed, color, national origin, ancestry, physical disability, mental disability, medical condition, genetic

EXHIBIT C: GENERAL TERMS AND CONDITIONS (04/2017)

information, marital status, sex, gender, gender identity, gender expression, age, sexual orientation, or military and veteran status, nor shall they discriminate unlawfully against any employee or applicant for employment because of race, religious creed, color, national origin, ancestry, physical disability, mental disability, medical condition, genetic information, marital status, sex, gender, gender identity, gender expression, age, sexual orientation, or military and veteran status. Contractor shall insure that the evaluation and treatment of employees and applicants for employment are free of such discrimination. Contractor and subcontractors shall comply with the provisions of the Fair Employment and Housing Act (Gov. Code §12900 et seq.), the regulations promulgated thereunder (Cal. Code Regs., tit. 2, §11000 et seq.), the provisions of Article 9.5, Chapter 1, Part 1, Division 3, Title 2 of the Government Code (Gov. Code §§11135-11139.5), and the regulations or standards adopted by the awarding state agency to implement such article. Contractor shall permit access by representatives of the Department of Fair Employment and Housing and the awarding state agency upon reasonable notice at any time during the normal business hours, but in no case less than 24 hours' notice, to such of its books, records, accounts, and all other sources of information and its facilities as said Department or Agency shall require to ascertain compliance with this clause. Contractor and its subcontractors shall give written notice of their obligations under this clause to labor organizations with which they have a collective bargaining or other agreement. (See Cal. Code Regs., tit. 2, §11105.)

Contractor shall include the nondiscrimination and compliance provisions of this clause in all subcontracts to perform work under the Agreement.

11. **CERTIFICATION CLAUSES:** The CONTRACTOR CERTIFICATION CLAUSES contained in the document CCC 04/2017 are hereby incorporated by reference and made a part of this Agreement by this reference as if attached hereto.
12. **TIMELINESS:** Time is of the essence in this Agreement.
13. **COMPENSATION:** The consideration to be paid Contractor, as provided herein, shall be in compensation for all of Contractor's expenses incurred in the performance hereof, including travel, per diem, and taxes, unless otherwise expressly so provided.
14. **GOVERNING LAW:** This contract is governed by and shall be interpreted in accordance with the laws of the State of California.
15. **ANTITRUST CLAIMS:** The Contractor by signing this agreement hereby certifies that if these services or goods are obtained by means of a competitive bid, the Contractor shall comply with the requirements of the Government Codes Sections set out below.
 - A. The Government Code Chapter on Antitrust claims contains the following definitions:
 - 1) "Public purchase" means a purchase by means of competitive bids of goods, services, or materials by the State or any of its political subdivisions or public agencies on whose behalf the Attorney General may bring an action pursuant to subdivision (c) of Section 16750 of the Business and Professions Code.
 - 2) "Public purchasing body" means the State or the subdivision or agency making a public purchase. Government Code Section 4550.
 - B. In submitting a bid to a public purchasing body, the bidder offers and agrees that if the bid is accepted, it will assign to the purchasing body all rights, title, and interest in and to all causes of action it may have under Section 4 of the Clayton Act (15 U.S.C. Sec. 15) or under the Cartwright Act (Chapter 2 (commencing with Section 16700) of Part 2 of Division 7 of the Business and Professions Code), arising from purchases of goods, materials, or services by the bidder for sale to the purchasing body pursuant to the bid. Such assignment shall be made and become effective

EXHIBIT C: GENERAL TERMS AND CONDITIONS (04/2017)

at the time the purchasing body tenders final payment to the bidder. Government Code Section 4552.

- C. If an awarding body or public purchasing body receives, either through judgment or settlement, a monetary recovery for a cause of action assigned under this chapter, the assignor shall be entitled to receive reimbursement for actual legal costs incurred and may, upon demand, recover from the public body any portion of the recovery, including treble damages, attributable to overcharges that were paid by the assignor but were not paid by the public body as part of the bid price, less the expenses incurred in obtaining that portion of the recovery. Government Code Section 4553.
- D. Upon demand in writing by the assignor, the assignee shall, within one year from such demand, reassign the cause of action assigned under this part if the assignor has been or may have been injured by the violation of law for which the cause of action arose and (a) the assignee has not been injured thereby, or (b) the assignee declines to file a court action for the cause of action. See Government Code Section 4554.

16. CHILD SUPPORT COMPLIANCE ACT: For any Agreement in excess of \$100,000, the contractor acknowledges in accordance with Public Contract Code 7110, that:

- A. The contractor recognizes the importance of child and family support obligations and shall fully comply with all applicable state and federal laws relating to child and family support enforcement, including, but not limited to, disclosure of information and compliance with earnings assignment orders, as provided in Chapter 8 (commencing with section 5200) of Part 5 of Division 9 of the Family Code; and
- B. The contractor, to the best of its knowledge is fully complying with the earnings assignment orders of all employees and is providing the names of all new employees to the New Hire Registry maintained by the California Employment Development Department.

17. UNENFORCEABLE PROVISION: In the event that any provision of this Agreement is unenforceable or held to be unenforceable, then the parties agree that all other provisions of this Agreement have force and effect and shall not be affected thereby.

18. PRIORITY HIRING CONSIDERATIONS: If this Contract includes services in excess of \$200,000, the Contractor shall give priority consideration in filling vacancies in positions funded by the Contract to qualified recipients of aid under Welfare and Institutions Code Section 11200 in accordance with Pub. Contract Code §10353.

19. SMALL BUSINESS PARTICIPATION AND DVBE PARTICIPATION REPORTING REQUIREMENTS:

- A. If for this Contract Contractor made a commitment to achieve small business participation, then Contractor must within 60 days of receiving final payment under this Contract (or within such other time period as may be specified elsewhere in this Contract) report to the awarding department the actual percentage of small business participation that was achieved. (Govt. Code § 14841.)
- B. If for this Contract Contractor made a commitment to achieve disabled veteran business enterprise (DVBE) participation, then Contractor must within 60 days of receiving final payment under this Contract (or within such other time period as may be specified elsewhere in this Contract) certify in a report to the awarding department: (1) the total amount the prime Contractor received under the Contract; (2) the name and address of the DVBE(s) that participated in the performance of the Contract; (3) the amount each DVBE received from the prime Contractor; (4) that all payments under the Contract have been made to the DVBE; and (5) the actual

EXHIBIT C: GENERAL TERMS AND CONDITIONS (04/2017)

percentage of DVBE participation that was achieved. A person or entity that knowingly provides false information shall be subject to a civil penalty for each violation. (Mil. & Vets. Code § 999.5(d); Govt. Code § 14841.)

- 20. LOSS LEADER:** If this contract involves the furnishing of equipment, materials, or supplies then the following statement is incorporated: It is unlawful for any person engaged in business within this state to sell or use any article or product as a “loss leader” as defined in Section 17030 of the Business and Professions Code. (PCC 10344(e).)

EXHIBIT D: SPECIAL TERMS AND CONDITIONS

1. GRANTEE'S GENERAL RESPONSIBILITY

- A. Grantee agrees to comply with all terms and conditions of this Grant Agreement. Review and approval by the BSCC are solely for the purpose of proper administration of grant funds and shall not be deemed to relieve or restrict the Grantee's responsibility.
- B. Grantee is responsible for the performance of all project activities identified in Attachment 1: CalVIP Mental Health Services for Frontline Workers Grant Program Request for Applications and Attachment 2: CalVIP Mental Health Services for Frontline Workers Grant Program Application.
- C. Grantee shall immediately advise the BSCC of any significant problems or changes that arise during the course of the project.

2. GRANTEE ASSURANCES AND COMMITMENTS

- A. Compliance with Laws and Regulations
This Grant Agreement is governed by and shall be interpreted in accordance with the laws of the State of California. Grantee shall at all times comply with all applicable State laws, rules and regulations, and all applicable local ordinances.
- B. Fulfillment of Assurances and Declarations
Grantee shall fulfill all assurances, declarations, representations, and statements made by the Grantee in Attachment 1: CalVIP Mental Health Services for Frontline Workers Grant Program Request for Applications and Attachment 2: CalVIP Mental Health Service for Frontline Workers Grant Program Application, documents, amendments, approved modifications, and communications filed in support of its request for grant funds.
- C. Permits and Licenses
Grantee agrees to procure all permits and licenses necessary to complete the project, pay all charges and fees, and give all notices necessary or incidental to the due and lawful proceeding of the project work.

3. POTENTIAL SUBCONTRACTORS

- A. In accordance with the provisions of this Grant Agreement, the Grantee may subcontract for services needed to implement and/or support program activities. Grantee agrees that in the event of any inconsistency between this Grant Agreement and Grantee's agreement with a subcontractor, the language of this Grant Agreement will prevail.
- B. Nothing contained in this Grant Agreement or otherwise, shall create any contractual relation between the BSCC and any subcontractors, and no subcontract shall relieve the Grantee of his responsibilities and obligations hereunder. The Grantee agrees to be as fully responsible to the BSCC for the acts and omissions of its subcontractors and of persons either directly or indirectly employed by any of them as it is for the acts and omissions of persons directly employed by the Grantee. The Grantee's obligation to pay its subcontractors is an independent obligation from the BSCC's obligation to make payments to the Grantee. As a result, the BSCC shall have no obligation to pay or to enforce the payment of any moneys to any subcontractor.
- C. Grantee shall ensure that all subcontractors comply with the eligibility requirements stated in the CalVIP RFP and described in Appendix B.
- D. Grantee assures that for any subcontract awarded by the Grantee, such insurance and fidelity bonds, as is customary and appropriate, will be obtained.
- E. Grantee agrees to place appropriate language in all subcontracts for work on the project requiring the Grantee's subcontractors to:

EXHIBIT D: SPECIAL TERMS AND CONDITIONS

1) Books and Records

Maintain adequate fiscal and project books, records, documents, and other evidence pertinent to the subcontractor's work on the project in accordance with generally accepted accounting principles. Adequate supporting documentation shall be maintained in such detail so as to permit tracing transactions from the invoices, to the accounting records, to the supporting documentation. These records shall be maintained for a minimum of three (3) years after the acceptance of the final grant project audit under the Grant Agreement and shall be subject to examination and/or audit by the BSCC or designees, state government auditors or designees, or by federal government auditors or designees.

2) Access to Books and Records

Make such books, records, supporting documentations, and other evidence available to the BSCC or designee, the State Controller's Office, the Department of General Services, the Department of Finance, California State Auditor, and their designated representatives during the course of the project and for a minimum of three (3) years after acceptance of the final grant project audit. The Subcontractor shall provide suitable facilities for access, monitoring, inspection, and copying of books and records related to the grant-funded project.

4. PROJECT ACCESS

Grantee shall ensure that the BSCC, or any authorized representative, will have suitable access to project activities, sites, staff and documents at all reasonable times during the grant period including those maintained by subcontractors. Access to program records will be made available by both the grantee and the subcontractors for a period of three (3) years following the end of the grant period.

5. ACCOUNTING AND AUDIT REQUIREMENTS

- A. Grantee agrees that accounting procedures for grant funds received pursuant to this Grant Agreement shall be in accordance with generally accepted government accounting principles and practices, and adequate supporting documentation shall be maintained in such detail as to provide an audit trail. Supporting documentation shall permit the tracing of transactions from such documents to relevant accounting records, financial reports and invoices.
- B. The BSCC reserves the right to call for a program or financial audit at any time between the execution of this Grant Agreement and three years following the end of the grant period. At any time, the BSCC may disallow all or part of the cost of the activity or action determined to not be in compliance with the terms and conditions of this Grant Agreement or take other remedies legally available.

6. DEBARMENT, FRAUD, THEFT OR EMBEZZLEMENT

It is the policy of the BSCC to protect grant funds from unreasonable risks of fraudulent, criminal, or other improper use. As such, the Board will not enter into contracts or provide reimbursement to grantees that have been:

1. debarred by any federal, state, or local government entities during the period of debarment; or
2. convicted of fraud, theft, or embezzlement of federal, state, or local government grant funds for a period of three years following conviction.

Furthermore, the BSCC requires grant recipients to provide an assurance that there has been no applicable debarment, disqualification, suspension, or removal from a federal, state or local grant program on the part of the grantee at the time of application and that the grantee will immediately notify the BSCC should such debarment or conviction occur during the term of the Grant contract.

EXHIBIT D: SPECIAL TERMS AND CONDITIONS

BSCC also requires that all grant recipients include, as a condition of award to a subgrantee or subcontractor, a requirement that the subgrantee or subcontractor will provide the same assurances to the grant recipient. If a grant recipient wishes to consider a subgrantee or subcontractor that has been debarred or convicted, the grant recipient must submit a written request for exception to the BSCC along with supporting documentation.

All Grantees must have on file with the BSCC a completed and signed Certification of Compliance with BSCC Policies on Debarment, Fraud, Theft and Embezzlement (Required as Attachment E of the original Proposal Package).

7. MODIFICATIONS

No change or modification in the project will be permitted without prior written approval from the BSCC. Changes may include modification to project scope, changes to performance measures, compliance with collection of data elements, and other significant changes in the budget or program components contained in Attachment 1: CalVIP Mental Health Services for Frontline Workers Grant Program Request for Applications and Attachment 2: CalVIP Mental Health Services for Frontline Workers Grant Program Application.

8. TERMINATION

- A. This Grant Agreement may be terminated by the BSCC at any time after grant award and prior to completion of project upon action or inaction by the Grantee that constitutes a material and substantial breach of this Grant Agreement. Such action or inaction includes but is not limited to:
- 1) substantial alteration of the scope of the grant project without prior written approval of the BSCC;
 - 2) refusal or inability to complete the grant project in a manner consistent with Attachment 1: CalVIP Program: Mental Health Services for Frontline Workers Grant Request for Applications and Attachment 2: CalVIP Program: Mental Health Services for Frontline Workers Grant Application or approved modifications; and
 - 3) failure to meet prescribed assurances, commitments, recording, accounting, auditing, and reporting requirements of the Grant Agreement.
- B. Prior to terminating the Grant Agreement under this provision, the BSCC shall provide the Grantee at least 30 calendar days written notice stating the reasons for termination and effective date thereof. The Grantee may appeal the termination decision in accordance with the instructions listed in Exhibit D: Special Terms and Conditions, Number 8. Settlement of Disputes.

9. SETTLEMENT OF DISPUTES

- A. The parties shall deal in good faith and attempt to resolve potential disputes informally. If the dispute persists, the Grantee shall submit to the BSCC Corrections Planning and Grant Programs Division Deputy Director a written demand for a final decision regarding the disposition of any dispute between the parties arising under, related to, or involving this Grant Agreement. Grantee's written demand shall be fully supported by factual information. The BSCC Corrections Planning and Grant Programs Division Deputy Director shall have 30 days after receipt of Grantee's written demand invoking this Section "Disputes" to render a written decision. If a written decision is not rendered within 30 days after receipt of the Grantee's demand, it shall be deemed a decision adverse to the Grantee's contention. If the Grantee is not satisfied with the decision of the BSCC Corrections Planning and Grant Programs Division

EXHIBIT D: SPECIAL TERMS AND CONDITIONS

Deputy Director, the Grantee may appeal the decision, in writing, within 15 days of its issuance (or the expiration of the 30-day period in the event no decision is rendered), to the BSCC Executive Director, who shall have 45 days to render a final decision. If the Grantee does not appeal the decision of the BSCC Corrections Planning and Grant Programs Division Deputy Director, the decision shall be conclusive and binding regarding the dispute and the Contractor shall be barred from commencing an action in court, or with the Victims Compensation Government Claims Board, for failure to exhaust Grantee's administrative remedies.

- B. Pending the final resolution of any dispute arising under, related to or involving this Grant Agreement, Grantee agrees to diligently proceed with the performance of this Grant Agreement, including the providing of services in accordance with the Grant Agreement. Grantee's failure to diligently proceed in accordance with the State's instructions regarding this Grant Agreement shall be considered a material breach of this Grant Agreement.
- C. Any final decision of the State shall be expressly identified as such, shall be in writing, and shall be signed by the Executive Director, if an appeal was made. If the Executive Director fails to render a final decision within 45 days after receipt of the Grantee's appeal for a final decision, it shall be deemed a final decision adverse to the Grantee's contentions. The State's final decision shall be conclusive and binding regarding the dispute unless the Grantee commences an action in a court of competent jurisdiction to contest such decision within 90 days following the date of the final decision or one (1) year following the accrual of the cause of action, whichever is later.
- D. The dates of decision and appeal in this section may be modified by mutual consent, as applicable, excepting the time to commence an action in a court of competent jurisdiction.

9. UNION ACTIVITIES

For all agreements, except fixed price contracts of \$50,000 or less, the Grantee acknowledges that applicability of Government Code §§16654 through 16649 to this Grant Agreement and agrees to the following:

- A. No State funds received under the Grant Agreement will be used to assist, promote or deter union organizing.
- B. Grantee will not, for any business conducted under the Grant Agreement, use any State property to hold meetings with employees or supervisors, if the purpose of such meetings is to assist, promote or deter union organizing, unless the State property is equally available to the general public for holding meetings.
- C. If Grantee incurs costs or makes expenditures to assist, promote or deter union organizing, Grantee will maintain records sufficient to show that no reimbursement from State funds has been sought for these costs, and that Grantee shall provide those records to the Attorney General upon request.

10. WAIVER

The parties hereto may waive any of their rights under this Grant Agreement unless such waiver is contrary to law, provided that any such waiver shall be in writing and signed by the party making such waiver.

Agenda Item C

MEETING DATE: June 15, 2023

AGENDA ITEM: C

TO: BSCC Chair and Members

FROM: Helene Zentner, Field Representative, helene.zentner@bscc.ca.gov

SUBJECT: Proposition 64 Public Health & Safety Grant Program, Alameda County, Seven-Month No-Cost Extension: **Requesting Approval**

Summary

This agenda item requests Board approval of a seven-month extension for Alameda County grant within the Proposition 64 Public Health and Safety (Prop 64 PH&S) Cohort 1 Grant Program. The Prop 64 PH&S Grant Program is funded by an ongoing portion of tax revenue generated from the cultivation and retail sale of legal, adult-use cannabis or cannabis products in California.

Background

The Prop 64 PH&S Grant Program was established In November 2016 as part of a voter-approved initiative, The Control, Regulate and Tax Adult Use of Marijuana Act (AUMA). This initiative legalized the recreational use of cannabis in California for people aged 21 and older. As part of the initiative, a portion of tax revenue generated from the cultivation and retail sale of cannabis or cannabis products goes toward implementing AUMA within the State and provides funds for a variety of grant programs to assist in mitigating impacts due to the legalization of recreational cannabis. The Board approved funding for the first cohort of grantees at its September 2020 meeting (C-1).

In the years following the Board's approval, Prop 64 PH&S grantee projects experienced significant implementation delays due to COVID-19 restrictions, procurement delays, staffing shortages, limited in-person contact with clients, and counties could not deliver services as intended.

In October 2022, a Prop 64 PH&S Request for Proposals (RFP) was released for a third round of funding (Cohort 3). Eligibility included all previously awarded city/county grantees (i.e., Cohort 1 and Cohort 2). Although nine of the 10 Cohort 1 awardees applied and were subsequently awarded Cohort 3 funding, the County of Alameda was unable to determine if their continued challenges with county-wide staffing shortages would allow for the successful implementation of another grant award and therefore did not apply for funding through Cohort 3 RFP. The county has requested the ability to extend their current contract for Cohort 1 by seven months to continue expending their initial grant award (\$1 million) on grant-related activities, contingent upon approval of this Board. The seven-month extension will align dates and final project deliverables with those grant projects in Cohort 2.

Recommendation/Action Needed

Staff recommends the Board approve a seven-month extension period for the Alameda County Prop 64 PH&S Cohort 1 grant project. Staff also recommends the Board direct staff to make any amendments, extensions, and addendums to Alameda County's grant agreement as needed to complete the Program as proposed.

Attachments

C-1: September 10, 2020- Board Agenda Item G, Proposition 64 Public Health and Safety Grant Program Funding Recommendations

Attachment C-1

MEETING DATE: September 10, 2020

AGENDA ITEM: G

TO: BSCC Chair and Members

FROM: Helene Zentner, Field Representative, helene.zentner@bscc.ca.gov

SUBJECT: Proposition 64 Public Health and Safety Grant Program Funding Recommendations: **Requesting Approval**

Summary

This agenda item requests Board approval of the Proposition 64 Public Health and Safety Grant Program awards as recommended by its Executive Steering Committee (ESC) (Attachment G-1). Ten proposals totaling nearly \$10 million were received for this inaugural Request for Proposal (RFP) that made \$24.7 million available competitively. If the proposed list of grantees is approved, the three-year grant period would begin October 1, 2020 and end September 30, 2023. Proposals recommended for funding include nine counties and one city. A list of proposals recommended for funding is provided in Attachment G-2. Corresponding proposal summaries are provided in Attachment G-3. Successful proposals range from substance use prevention and intervention programs that target youth at the highest risk of cannabis, alcohol, and other drug use, to programs that mitigate public health risks and environmental damage due to illegal growing operations.

Background

The Proposition 64 Public Health & Safety (Prop 64 PH&S) Grant Program was established as part of a voter-approved initiative in November 2016, the *Control, Regulate and Tax Adult Use of Marijuana Act* (AUMA). This initiative legalized the recreational use of cannabis in California for people 21 years of age and older. As part of the initiative, a portion of tax revenue generated from the cultivation and retail sale of cannabis or cannabis products would go toward implementing AUMA within the State and would provide funds for a variety of grant programs to assist in mitigating impacts due to the legalization of recreational cannabis. The Revenue and Taxation Code ([Attachment G-4](#)) directs the Board of State and Community Corrections to make [...] *grants to local governments to assist with law enforcement, fire protection, or other local programs addressing public health and safety associated with the implementation of the Control, Regulate and Tax Adult Use of Marijuana Act.* (Rev & Tax. Code, § 34019, subd. (f)(3)(C).)

The ESC and RFP process began in September 2019. Board Chair Linda Penner was appointed Chair to the Prop 64 PH&S ESC, which convened several times in the Fall of 2019 to develop the RFP and criteria for rating the grant proposals. This ESC included diverse individuals, representing a variety of disciplines and expertise across California. A roster of the ESC membership is provided as Attachment G-1.

On February 13, 2020, the Board approved and authorized the release of the Prop 64 PH&S RFP. The submittal date for the Prop 64 PH&S Grant Program RFP was originally scheduled for Friday, April 3, 2020. However, due to the COVID-19 pandemic, the Board extended the

due date to June 5, 2020. The Amended Prop 64 PH&S Grant Program RFP is provided as [Attachment G-5](#).

The BSCC received 10 proposals requesting a total of \$9,982,064. The low number of submissions in this initial RFP does not necessarily reflect a lack of interest from the field. Proposition 64 limited BSCC grants to jurisdictions that do not ban any commercial marijuana activities, including outdoor cultivation and brick and mortar retail sales; few jurisdictions allow all commercial activities and this feature likely contributed to the low number of proposals that were submitted in the inaugural round. Recently, budget trailer bills (Assembly Bill 1827 and Senate Bill 827) were amended which, if enacted, will amend the Revenue and Taxation Code (Rev & Tax. Code, § 34019, subd. (f)(3)(C)) and would increase eligibility by allowing local governments to apply in future rounds of funding if they have not banned both indoor and outdoor commercial cannabis cultivation.

Of the 10 proposals that were received: two proposals were submitted within the Large County funding category; three proposals were submitted within the Medium County funding category; and five proposals were submitted within the Small County funding category.

On July 1, 2020, BSCC research staff trained the ESC on how to read and rate the proposals based on the criteria established in the RFP. Once all scores were submitted by the raters, BSCC research staff finalized the ranked list and funding allocations by county-size category. This list is provided as Attachment G-2.

Recommendation/Action Needed

On behalf of the Prop 64 PH&S ESC, staff recommends the Board:

- Fully fund the 10 Proposition 64 proposals (Attachment G-2) totaling \$9,982,064 for grant projects that will assist in mitigating local impacts due to the legalization of recreational cannabis in California.

Attachments

G-1: Prop 64 PH&S Grant Program Executive Steering Committee (ESC) Roster

G-2: List of Prop 64 PH&S Grant Program Proposals Recommended for Funding

G-3: Prop 64 PH&S Grant Program Proposal Summaries

[G-4: Revenue and Taxation Code Section 34019](#)

[G-5: Prop 64 PH&S Grant Program Request for Proposals \(RFP\) amended April 9, 2020](#)

Agenda Item D

MEETING DATE: June 15, 2023

AGENDA ITEM: D

TO: BSCC Chair and Members

FROM: Allison Ganter, Deputy Director, allison.ganter@bscc.ca.gov

SUBJECT: Local Detention Facilities Inspection Update: **Information Only**

Summary

This report is a regular update on the local detention facility inspections completed in the 2023/2024 Biennial Inspection Cycle and a summary of current outstanding items of noncompliance.

Background

The 2023/2024 Biennial Inspection Cycle began on January 1, 2023 and will conclude on December 31, 2024. All inspections for the 2020/2022 Biennial Inspection Cycle have been completed. BSCC staff continue to track the corrective action plan status of items of noncompliance identified during inspections.

At the June 15 meeting, staff will provide an update on the status of pre-opening inspections at the Los Padrinos Juvenile Hall in Los Angeles County.

The list of outstanding items of noncompliance at adult detention facilities during the 2023/2024 cycle can be found here:

<https://app.smartsheet.com/b/publish?EQBCT=4f9dd585796945d2806d39284b9d190a>

Items of noncompliance that have been resolved are located at the bottom of the dashboard.

The list of items of noncompliance for juvenile detention facilities is located here:

<https://app.smartsheet.com/b/publish?EQBCT=98032562aae146ed9b9d7102a46e8b1e>

There are no current items of noncompliance that require immediate attention (i.e., coded as red in the above links), and staff is not recommending any formal action at this time.

Recommendation/Action Needed

Information only.

Attachments

D-1: Outstanding Items of noncompliance: [ADULT](#) | [JUVENILE](#)



For additional information about this notice, agenda, to request notice of public meetings, to submit written material regarding an agenda item, or to request special accommodations for persons with disabilities, please contact:

Adam.Lwin@bscc.ca.gov or call (916) 324-2626

For general information about the BSCC:

visit www.bscc.ca.gov, call (916) 445-5073 or write to:
Board of State & Community Corrections
2590 Venture Oaks Way, Ste 200, Sacramento CA 95833

CONTACT US

(916) 445-5073 | BSCC-Mail@bscc.ca.gov



Board of State and Community Corrections
2590 Venture Oaks Way, Suite 200
Sacramento, CA 95833

California Governor
Gavin Newsom

