

The Public Safety Realignment Act

AB 109

Implementation Plan 2022 – 8th Update

County of Fresno



Executive Committee of the Community Corrections Partnership

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Dawn Annino, Court Executive Officer, Fresno County Superior Court

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AB 109
The Public Safety Realignment Act
Eighth Update to the 2011 Implementation Plan
County of Fresno
December 2022

Background

In the original legislation under AB 109 in 2011, Section 1230.1 of the California Penal Code was amended to read, “Each county local Community Corrections Partnership established pursuant to subdivision (b) of Section 1230 shall recommend a local plan to the County Board of Supervisors for the implementation of the 2011 public safety realignment. (b) The plan shall be voted on by an executive committee of each county’s Community Corrections Partnership consisting of the Chief Probation Officer of the county as chair, a Chief of Police, the Sheriff, the District Attorney, the Public Defender, Presiding Judge, or their designee, and one department representative listed in either subparagraph (G) (H) or (J) of paragraph (2) of subdivision (b) of Section 1230 as designated by the County Board of Supervisors for purposes related to the development and presentation of the plan. (c) The plan shall be deemed accepted by the County Board of Supervisors unless the Board rejects the plan by a vote of four – fifths of the Board, in which case the plan goes back to the Community Corrections Partnership for further consideration. (d) Consistent with local needs and resources the plan may include recommendations to maximize the effective investment of criminal justice resources in evidenced-based correctional sanctions and programs including, but not limited to: day reporting centers, drug courts, residential multiservice centers, mental health treatment programs, electronic and GPS monitoring programs, victim restitutions programs, counseling programs, community service programs, educational programs and work training programs.”

On August 19, 2011, the Fresno County Community Corrections Partnership (CCP) Executive Committee approved the Public Safety Realignment Act, Assembly Bill (AB) 109 Implementation Plan for 2011. On September 13, 2011, the CCP placed the Implementation Plan and associated Budget and Salary Resolutions on the Fresno County Board of Supervisors agenda for approval pursuant to Assembly Bill (AB) 117. On that date, the Implementation Plan and the associated budget and resolutions were approved. The Plan has been operational since that time.

Modifications to 2011 Plan

Due to the need for modifications of the original plan, in March 2013, the first amended plan was approved by the CCP and the updated plan and associated budget and salary resolutions were placed on the Board of Supervisors agenda and approved in April 2013. In October 2013, the second amended plan was approved by the CCP, placed on the Board of Supervisors agenda with the associated budget and salary resolutions, and approved in January 2014. The third amendment and associated budget and salary resolutions was approved by the CCP on November 14, 2014 and by the Board

of Supervisors on December 2, 2014. The fourth amendment and the associated budget and salary resolution were approved by the CCP on November 6, 2015 and by the Board of Supervisors on January 12, 2016. The fifth amendment and associated budget and salary resolutions were approved by the CCP on September 15, 2017 and by the Board of Supervisors on September 26, 2017. The sixth amendment and associated budget and salary resolutions were approved by the CCP on June 8, 2020 and by the Board of Supervisors on June 23, 2020. The seventh amendment was approved by the CCP on December 13, 2021 and is anticipated to be presented to the Board of Supervisors in February 2023.

Modifications to the plan will continue to be needed to increase and maximize the effective investment of criminal justice resources in evidence-based correctional sanctions and programs for public safety. This eighth update to the original plan includes a status update on AB 109 funded programs and services.

Fresno County Probation Department

The CCP, at their June 13, 2022 meeting, received the Scope of Work to evaluate the CCP funded entities. The Research, Evaluation and Technology sub-committee of the CCP developed the Scope of Work in consultation with Kevin O’Connell and Ryan Souza from the California State Association of Counties (CSAC) Support Hub for Criminal Justice Programming. The CCP approved a motion that allowed the sub-committee to move forward with developing a Request for Proposal (RFP) to be issued by Fresno County’s Internal Services, Purchasing Division. In addition, the CCP approved a motion to increase the yearly budget amount for this work from \$76,960 to \$100,000. The Probation Administrative Services Division is currently working on developing the required RFP document and anticipates on having the RFP released in January of 2023.

Fresno County Public Defender

Clean Slate Program

The Clean Slate Program is a reentry program that provides free legal services to indigent and low-income individuals convicted of criminal offenses in Fresno County. Purpose of the program is to alleviate barriers to employment, education, licensing, and housing access caused by a criminal conviction through record clearance work. Since January 2022, the program has expanded to include in-court representation. Additionally, Senate Bill 731 became law on September 29, 2022, which will expand those eligible for relief and has already increased the number of individuals contacting the office. Due to temporary vacancies and the above program changes, current wait time to receive a response is 4 to 6 weeks. Additional paralegal support is needed to address this backlog and reduce response time for eligible participants.

Fresno County Adult Compliance Team (ACT)

The City of Clovis Police Department reduced sworn officer positions in ACT by one. This allowed the City of Sanger Police Department to join ACT and provide one sworn officer position.