

EL DORADO COUNTY
AB 199 Backfill Allocation Narrative
Probation, Superior Court, & Sheriff Recommendation
PENDING BOARD OF SUPERVISORS APPROVAL

Background

This document will serve as the FY 2022/2023 recommendation for the distribution of the El Dorado County AB 177 / AB 199 Backfill Allocation. AB 1869 repealed 23 various criminal administrative fees charged by local governments to individuals arrested, prosecuted or convicted of a crime. In addition, AB 1869 set aside \$65 million annually from fiscal years 2021-2022 through 2025-2026 to backfill counties for the estimated loss of revenue. Pursuant to Chapter 79, Statutes of 2021 (AB 143), the Department of Finance has provided the allocation to backfill counties as a result of revenues lost from the repeal of 23 criminal administrative fees. Trailer Bill AB 177 repealed an additional 18 fees. AB 199 establishes backfill for the additional revenue loss from the repeal of additional fees. While AB 143 Backfill allocations support Sheriff, Probation, and Public Defender agencies, AB 199 is intended for Sheriff, Superior Court, and Probation agencies.

The Department of Finance has established this allocation schedule based on the methodology provided by AB 199. The allocation for each county is based on its percentage for the statewide average of the following three variables, Adult Population (50%), Arrests (25%) and Court Filings (25%).

El Dorado County

The El Dorado County Probation Department, Superior Court, and Sheriff's Office have met and prepared the attached distribution schedule for the backfill allocation at the direction of the CAO's Office. The primary objective in our recommendation is to utilize the allocation in a way that supports the rehabilitation and re-entry of justice involved individuals.

Prior to AB 1869 implementation, the Probation Department realized an average of \$83, 507, with the Sheriff realizing an average of \$65,204, annually from 2017 through 2021. After working through this process for the additional backfill allocated through AB 199, any calculated loss of revenue would not present a true reflection of potential revenue, as the order of payment application placed both the Probation Department and Sheriff's Office in the last tier, and the ability to pay by justice involved individuals was considered by the Superior Court. The required Fiscal Loss of Revenue Report for Fees Eliminated by AB 177 will not be completed based on these findings. It was determined by all affected agencies that an even split at 33.33% of the current allocation and future allocations would be the best approach.

Probation Department

The Probation Department will utilize:

- 25.34% (\$85,000) of the allocation to the Department to purchase a truck with towing capabilities for the Outreach Trailer that is being purchased with AB 143 funding. The trailer will be outfitted with a restroom for urinalysis testing, technology suitable and effective enough to accommodate Court appearances, computers for online learning and occupational opportunities, materials and equipment for assessments and access by law and justice partners in addition to Health and Human Services staff. The Mobile Outreach Trailer will operate as a

community services hub for justice involved individuals in need of access to appear before the Court, complete their term of Probation and successfully re-enter into El Dorado County. The costs outlined include the purchase of the vehicle, and this has been coordinated with Fleet Services.

- 7.99% (\$26,814.53) of the allocation to the Department is not slated for any specific purpose however with the requirement that the Board of Supervisors submit a report annually on the intended use of the allocation each May 1, the Probation Department, Sheriff's Office, & Superior Court plan to coordinate and bring any subsequent recommendations before the Board of Supervisors as directed by the CAO's Office.

Superior Court of El Dorado County

The Superior Court will utilize:

- 33.33% (\$111,814.53) of the allocation for IT Infrastructure to support the daily operational functions of the Superior Court.

El Dorado County Sheriff's Office

The Sheriff's Office will utilize:

- 33.33% (\$111,814.53) of the allocation to offset the General Fund expense for Inmate Services, including but not limited to the following:
 - Review and develop annual inmate welfare budget
 - Monitor program equipment; recommend replacement or additional equipment needs to Management
 - Assist with development of proposed inmate programs
 - Conduct security clearance for volunteers and service providers
 - Administers 'Legal Research Services' and/or Legal Research Kiosks
 - Conduct volunteer orientation/training
 - Maintain law library services and recreational reading resources
 - Review religious diet requests
 - Answer inmate request forms that pertains to programming needs
 - Review and update inmate orientation handbook
 - Serve as liaison to various jail program associations
 - Assist with collecting inmate mail when necessary
 - Maintain attendance rosters for inmate programs
 - Maintain and distribute inmate recreation equipment
 - Assist with the Sheriff's Citizens Academy (Jail tour)
 - Assist with Bail Agent lottery (ad boards)
 - Administer supplies for "Pro Per" inmates
 - Manage grooming equipment
 - Facilitate communication between the inmates and other county agencies such as Child Support Services
 - monitor and maintain tablets
 - conduct fire life safety
 - schedule and assist with fire inspections
 - assist inmates with obtaining applications to surrounding rehabs

May 1, 2023 – First reports are due to the following agencies by May 1, 2023:

- Joint Legislative Budget Committee (JLBC) email directly to Hans.Hemann@sen.ca.gov

- Legislative Analyst's Office (LAO), 925 L St. Suite 1000, Sacramento, CA 95814, Attention: Anita Lee, Public Safety and Business Regulation
- Department of Finance (DOF), 915 L St., Sacramento, CA 95814, Attention Amy Jarvis, Corrections, Justice, and General Government
- CSAC Administration of Justice Legislative Representative Ryan Morimune at rmorimune@counties.org
- Stanicia Boatner, CSAC Administration of Justice Legislative Analyst at sboatner@counties.org