



## Legislation Details (With Text)

**File #:** 23-0694      **Version:** 1

**Type:** Agenda Item      **Status:** Approved

**File created:** 3/27/2023      **In control:** Board of Supervisors

**On agenda:** 4/18/2023      **Final action:** 4/18/2023

**Title:** Probation Department recommending the Board:  
 1) Approve and authorize the Chair to sign Amendment IV to Agreement for Services 4371 with SCRAM of California, for the Electronic Monitoring Program (home detention as a custody alternative) to increase the amount of the contract by \$50,000 for a total not to exceed amount of \$1,650,000 and to update the contract term to extend through May 31, 2023; and  
 2) Authorize the Chief Probation Officer and Deputy Chief Probation Officer to execute further documents relating to Agreement for Services 4371, including amendments which do not increase the maximum dollar amount or term of the Agreement, and contingent upon approval by County Counsel and Risk Management.

**FUNDING:** Public Safety Realignment (AB 109) (65%); Pretrial (20%); Substance Abuse Focus Grant (10%); and Juvenile Probation Funding (5%).

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. A - Amendment Routing Sheet, 2. B - Amendment IV, 3. C - 4371 - FE, 4. D - Amend I - FE, 5. E - Amend II - FE, 6. F - Amend III - FE, 7. G - NASPO Amend to 5-31-23, 8. Executed Amendment IV

Date	Ver.	Action By	Action	Result
4/18/2023	1	Board of Supervisors	Approved	Pass

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**DISCUSSION / BACKGROUND**

On April 4, 2011, then-Governor Jerry Brown signed into law Assembly Bill (AB) 109, referred to as 2011 Public Safety Realignment. AB 109 was later modified by AB 117. These bills reduced the number of offenders eligible for incarceration in state prison, and "realigned" the offenders to local entities, who became responsible for management of the offenders.

The Probation Department (Probation) has been continuously operating the Electronic Monitoring Program (EMP) since 2006 to provide home detention services as a custody alternative for

appropriate offenders. SCRAM is the current contractor that provides EMP services for Probation.

Probation's Agreement 4371 with SCRAM currently expires on April 30, 2023. SCRAM uses the NASPO (National Association of State Procurement Officials) ValuePoint Cooperative Purchasing Organization Master Agreement #00212, which expires on May 31, 2023. Probation is extending the current SCRAM contract term to expire concurrently with the NASPO contract.

Not-to-exceed amount of Agreement 4371 is being increased by \$50,000 to ensure there will be enough funding through the end of the new contract term.

NASPO is currently working on a Request for Proposals for electronic monitoring contracts. Since December 2022, County Procurement & Contracts has been in contact with NASPO regarding award status. Probation plans to continue to piggyback on any Master Agreement effective June 1, 2023, for electronic monitoring. Probation will bring a new electronic monitoring contract to the Board for approval once drafted. Due to the timing and award by NASPO, any future contract will most likely be retroactive.

### **ALTERNATIVES**

The Board could not approve the Amendment and provide direction to Probation to find alternatives for electronic monitoring services.

### **PRIOR BOARD ACTION**

22-1319 #19, 10/11/2022

21-1897 #18, 01/11/2022

21-0539 #23, 05/18/2021

19-1377 #45, 12/17/2019

### **OTHER DEPARTMENT / AGENCY INVOLVEMENT**

County Counsel and Risk Management

### **CAO RECOMMENDATION / COMMENTS**

Approve as recommended.

### **FINANCIAL IMPACT**

There is no increase to Net County Cost as amounts are included in the FY 2022-23 Budget.

### **CLERK OF THE BOARD FOLLOW UP ACTIONS**

- 1) Obtain signature of Chair on two (2) originals of Amendment IV to Agreement 4371.
- 2) Forward one (1) fully executed document to the Probation Department for finalization and distribution to vendor.

### **STRATEGIC PLAN COMPONENT**

Public Safety

### **CONTACT**

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