



## Legislation Details (With Text)

**File #:** 19-0649 **Version:** 1

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

**File created:** 4/12/2019 **In control:** Board of Supervisors

**On agenda:** 5/14/2019 **Final action:** 5/14/2019

**Title:** Probation Department recommending the Board:  
1) Approve and authorize the Chair to sign Amendment I to Agreement for Services 3073 with SCRAM of California to increase the amount of the contract by \$115,000 for a total not to exceed amount of \$315,000 for the term of June 19, 2018 through December 31, 2019; and  
2) Authorize the Purchasing Agent, or designee, to execute further documents relating to Agreement for Services 3073, 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).

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. A - Agreement 3073, AMD I, 2. B - Counsel Approval, 3. Executed Agreement 3073

Date	Ver.	Action By	Action	Result
5/14/2019	1	Board of Supervisors	Approved	Pass

Probation Department recommending the Board:

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**FUNDING:** Public Safety Realignment (AB 109).

### **DISCUSSION / BACKGROUND**

The Probation Department has been continuously operating the Electronic Monitoring Program (EMP) since 2006 to provide home detention services as a custody alternative for appropriate offenders. The department has the necessary expertise in this area and has necessary contracts in place with multiple vendors to provide the electronic and GPS monitoring equipment.

On April 4, 2011, 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. Both bills taken together create extensive changes to existing law which reduces the number of offenders eligible for incarceration in state prison and "realigns" these offenders to local entities who are now responsible to manage the specified offenders.

As a result of a change in the Court's recent practices of releasing defendants from custody, there has been a significant increase in the orders from the court to use Global Positioning Satellite (GPS)

and Continuous Alcohol Monitoring (CAM) tracking devices. Additionally, on April 30, 2018, funding through the Pre-Trial Supervision Program (PTSP) Grant ended and is not renewable. As a result, the cost of defendants being placed on any electronic monitoring device through the PTSP will no longer be reimbursed. However, the Court has directed the continuance of the PTSP beyond the grant end date, which causes all responsibilities and contract costs to be absorbed by the Probation Department's budget. With the increase in Pretrial orders to electronic monitoring supervision the increase in not to exceed amount is necessary to continue to provide court ordered services.

The Probation Department has utilized the "Full Service Program," offered by SCRAM which will dedicate a part time SCRAM employee to complete the installations and removals of the electronic monitoring devices, a responsibility previously completed by a full time Deputy Probation Officer. This type of work is labor intensive, but does not require a Peace Officer's attention. Although there is an added cost for this service, it allows the department to utilize the Deputy Probation Officer to address more pressing needs that affect community safety.

### **ALTERNATIVES**

N/A

### **PRIOR BOARD ACTION**

18-0828 #28, 06/12/2018

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

N/A

### **CAO RECOMMENDATION / COMMENTS**

Approve as recommended.

### **FINANCIAL IMPACT**

Fiscal Year 2018-19 AB 109 carryover funds. There is sufficient fund balance to cover this contract increase; there will be no increase to Net County Cost.

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

- 1.) Obtain signature of Chair on two (2) originals of Amendment I of Agreement 3073.
- 2.) Forward one (1) fully executed document to the Chief Administrative Office Procurement and Contracts Division for finalization in FENIX.

### **STRATEGIC PLAN COMPONENT**

N/A

### **CONTACT**

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