



## Legislation Details (With Text)

**File #:** 19-1605      **Version:** 1

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**File created:** 10/18/2019      **In control:** Board of Supervisors

**On agenda:** 12/10/2019      **Final action:** 12/10/2019

**Title:** Probation Department recommending the Board:  
1) Approve and authorize the Chair to sign Amendment II to Agreement for Services 3073 with SCRAM of California, for the Electronic Monitoring Program (home detention as a custody alternative) to increase the amount of the contract by \$25,000 for a total not to exceed amount of \$340,000 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 - Blue Route FE, 2. B - Amend II, 3. C - AGM 3073 FE, 4. D - 3073 AMDT I, FE, 5. Executed Agreement 3073 Amd II

Date	Ver.	Action By	Action	Result
12/10/2019	1	Board of Supervisors	Approved	Pass

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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.

Through October of 2019, there is \$27,726.11 of funding remaining in Agreement 3073. This amount will fund the November 2019 invoice, with some left to put toward December. That leftover amount, with the proposed added \$25,000, will fund the December invoice, for services through December 31, 2019, which is also the expiration date of the Agreement.

Following the expiration of this current Agreement 3073, Probation will be requesting a new two-year agreement with SCRAM to be effective January 1, 2020. The new agreement is slated to be on the Board Agenda of December 17, 2019.

## **ALTERNATIVES**

N/A

## **PRIOR BOARD ACTION**

19-0649 #28, 05/14/2019

18-0828 #28, 06/12/2018

## **OTHER DEPARTMENT / AGENCY INVOLVEMENT**

N/A

## **CAO RECOMMENDATION / COMMENTS**

Approve as recommended.

## **FINANCIAL IMPACT**

Approved FY 2019-20 Community Corrections Partnership Budget, using Public Safety Realignment funds. There is no General Fund impact or increase to Net County Cost.

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

- 1.) Obtain signature of Chair on one (1) originals of Amendment II of Agreement 3073.
- 2.) Forward one (1) copy of fully executed document to the Probation Department, 3974 Durock Rd, STE 205, Shingle Springs CA 95682.

## **STRATEGIC PLAN COMPONENT**

N/A

**CONTACT**

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