



## Legislation Details (With Text)

**File #:** 20-1409      **Version:** 1

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

**File created:** 10/14/2020      **In control:** Board of Supervisors

**On agenda:** 11/17/2020      **Final action:** 11/17/2020

**Title:** Probation Department recommending the Board discharge the debts identified in the attached Report in the amount of \$138,304.23, pursuant to California Senate Bill 1290/Durazo, for all Probation accounts related to Juvenile Probation Fees through December 31, 2017.

FUNDING: N/A

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. A - Report, 2. B - Text of SB1290

Date	Ver.	Action By	Action	Result
11/17/2020	1	Board of Supervisors	Approved	Pass

Probation Department recommending the Board discharge the debts identified in the attached Report in the amount of \$138,304.23, pursuant to California Senate Bill 1290/Durazo, for all Probation accounts related to Juvenile Probation Fees through December 31, 2017.

**FUNDING:** N/A

### DISCUSSION / BACKGROUND

As a result of the enactment of Senate Bill 190 (SB190/Mitchell), effective January 1, 2018:

- 1) Counties have not been allowed charge certain fees to young adults, however they have been able to collect outstanding debts; and
- 2) Counties have not been permitted to establish new juvenile delinquency system fee debt.

Implementation of Senate Bill 1290 (SB1290), effective January 1, 2021, voids the unpaid balances of certain county-assessed or court-ordered costs imposed before January 1, 2018, against the parent, guardian or other person liable for the support of a minor, if the minor was adjudged to be a ward of the juvenile court, was on probation without being adjudged a ward, was the subject of a petition filed to adjudge the minor a ward, or was the subject of particular programs of supervision; voids the unpaid outstanding balance of any county-assessed or court-ordered costs imposed before January 1, 2018, to cover the costs of drug testing a minor on probation for a drug case; specifies the foregoing provisions apply to dual status children for purposes of delinquency jurisdiction; and voids the unpaid outstanding balance of any county-assessed or court-ordered costs imposed before January 1, 2018, for home detention administrative fees and probation drug testing fees against persons age 18 to 21 and under the jurisdiction of the criminal court.

The Probation Department is working with the Courts to discharge the debts specified under SB1290. The report attached details all Juvenile Probation Fees currently in our Accounts Receivable System.

### ALTERNATIVES

N/A. SB1290 was signed by Governor Newsom on September 30, 2020.

**PRIOR BOARD ACTION**

N/A

**OTHER DEPARTMENT / AGENCY INVOLVEMENT**

Superior Court of El Dorado County

**CAO RECOMMENDATION**

Approve as recommended.

**FINANCIAL IMPACT**

SB1290 will eliminate revenue collected by the County for debts owed by the custodial guardian for the costs of youth incarceration in the juvenile justice system, in addition to the cost for daily stays in juvenile facilities and other fees assessed such as the cost of electronic monitoring bracelets and supervision. The annual revenue amounts do not have a material impact on the Probation Department's budget.

**CLERK OF THE BOARD FOLLOW UP ACTIONS**

N/A

**STRATEGIC PLAN COMPONENT**

N/A

**CONTACT**

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