

# SUBCOMMITTEE NO. 5

# Agenda

Senator Nancy Skinner, Chair  
Senator Joel Anderson  
Senator Jim Beall



Tuesday, May 16, 2017  
9:30 a.m. or upon call of chair  
State Capitol - Room 113

## OUTCOMES

Consultant: Julie Salley-Gray

<u>Item</u>	<u>Department</u>	<u>Vote-Only Items</u>
Item 1	Various State Penalty Fund Proposal	

**Committee Action:** Approve the Governor's proposal to eliminate the statutory formulas and reject the Governor's spending plan. Instead, allocate the SPF funding as follows:

Program/Fund	2017-18 SPF Funding
Fish & Game Preservation Fund	100
Peace Officer Standards and Training Program	46,496
Standards and Training for Corrections Program	10,000
Traumatic Brain Injury Program	600
Driver Training Program	1,038
Victim / Witness Assistance Programs	12,053
California Witness Relocation and Protection Program	3,277
Restitution Fund	9,082
Internet Crimes Against Children Task Forces	-
California Gang Reduction, Intervention, and Prevention Program	7,500
Local Public Prosecutors and Public Defenders Training Program	450
Motorcyclist Safety Program	-
<b>Total</b>	<b>90,596</b>

In addition provisional language shall be included in the budget that does the following:

- City of Los Angeles shall receive \$750,000 of the funding as a set-aside.

- Cities applying for California Gang Reduction, Intervention and Prevention (CalGRIP) Program funds are required to provide clearly defined, measurable objectives for their grant proposals. Grant recipients are also required to provide the BSCC with quantifiable measures of progress in meeting those objectives.
- The Board of State and Community Corrections (BSCC) is required report to the Legislature once per funding cycle on the overall effectiveness of CalGRIP.
- BSCC is required to prioritize proposals from cities that are disproportionately and persistently affected by violence. In addition, BSCC is required to prioritize proposals that would direct resources to programs that have been shown to be the most effective at reducing violence.
- The minimum threshold of funds grantees are required to distribute to community-based organizations is increased to 50 percent, and eligibility for primary applications is extended to community-based organizations.

Finally, CalGRIP's name shall be amended to the California Violence Reduction, Intervention & Prevention (CalVRIP) Grant Program, in order to more correctly reflect modern, evidence-based approaches to achieving reductions in crime and violence.

**Vote: 3 – 0**

**5227 Board of State and Community Corrections**  
Item 2 Jail Visitation Requirements

**Committee Action:** Adopt placeholder trailer bill language that does the following:

- Requires that a county providing video visitation, also provide in-person visitation.
- Temporarily exempts the following eight county jails from providing in-person visitation once BSCC has inspected the jail and certified that it does not have space for in-person visitation:
  - Kings County Jail Facility
  - Kings County Branch Jail
  - Madera County Adult Correctional Facility
  - San Bernardino High Desert Detention Center
  - San Mateo Maple Street Correctional Facility
  - Solano County -- Stanton Correctional Facility
  - Tulare South County Detention Facility
  - Imperial Oren R. Foy Medical Security Facility
- Requires all other county jail facilities to provide in-person visitation, if they are providing video visitation.
- Requires the eight exempt county facilities to provide for in-person visitation within five years of passage of the 2017 budget. In addition, those counties will receive priority for any jail construction funding that is relinquished to the BSCC in order to retrofit the existing jails to

provide for in-person visitation. Any additional construction funding provided by the state can only be used for in-person visitation space.

- Temporarily suspends all construction (with the exception of counties that have broken ground on new facilities) pending certification from the BSCC that the new facilities, funded with the assistance of the state, will have appropriate space for in-person visitation.
- Prohibits counties from charging for video visitation, whether the visitor is in the facility or conducting visitation from a remote location.

**Vote: 3 – 0**

Item 3 BSCC Review Functions

**Committee Action:** Adopt the following as draft, placeholder trailer bill language:

*When requested by the Governor, the Senate Committee on Rules, or the Speaker of the Assembly, the Board of Corrections shall review policies, practices, and procedures of local detention facilities. The Board of Corrections shall report its findings to the requesting entity.*

**Vote: 3 – 0**

Item 4 Post Release Community Supervision

**Committee Action:** Approve as proposed.

**Vote: 3 – 0**

0250 Judicial Branch

Item 5 State Controller's Audit Language

**Committee Action:** Approve as proposed.

**Vote: 3 – 0**

Item 6 Technical Adjustment

**Committee Action:** Approve as proposed.

**Vote: 3 – 0**

Item 7 Transfer of San Diego County Courthouse Trailer Bill

**No action**

4440 Department of State Hospitals

Item 8 Admission, Evaluation and Stabilization (AES) Center

**Committee Action:** Approve as proposed.

**Vote: 3 – 0**

Item 9 Jail-Based Competency Treatment Program

**Committee Action:** Approve as proposed.

**Vote: 3 – 0**

Item 10 Enhanced Treatment Unit Staffing

**Committee Action:** Approve as proposed.

**Vote: 3 – 0**

Item 11 Conditional Release Program – Sexually Violent Predator Caseload

**Committee Action:** Update the subcommittee's previous action to include the May Revision funding adjustment.

**Vote: 3 – 0**

Item 12 Transfer of SVP Screening Services

**Committee Action:** Approve as proposed.

**Vote: 3 – 0**

Item 13 Napa State Hospital Earthquake Repairs

**Committee Action:** Approve as proposed.

**Vote: 3 – 0**

**8120 Commission on Peace Officer Standards and Training**

Item 14 Spring Finance Letter: Funding Adjustment and Provisional Language

**Committee Action:** Approve as proposed.

**Vote: 3 – 0**

#### Discussion Items

**4440 Department of State Hospitals**

Issue 1 Metropolitan State Hospital: Movement of Patients

**Committee Action.** Approve as proposed and require the LAO and DOF to report on strategies to reduce the IST population, including pre-trial diversion options.

**Vote: 3 – 0**

Issue 2 Metropolitan State Hospital Central Utility Plant

**No action**

**0820 Department of Justice**  
Issue 3 Legal Resources for Federal Actions

**Committee Action.** Adopt placeholder trailer bill to require DOJ to monitor the treatment of immigrants being detained in California. The department shall audit each facility annually and report to the Legislature and Governor its findings.

In addition, adopt placeholder trailer bill requiring that for potential litigation involving California's Secure Choice, the Attorney General's Office shall contract with attorneys that possess a comprehensive knowledge of the Employee Retirement Income Security Act of 1974 (ERISA) and have extensive experience litigating ERISA claims in the federal trial and appellate courts.

Finally, adopt the following as draft, placeholder trailer bill language:

*A city, county, city and county, or a local law enforcement agency shall not enter into, or renew, or modify a contract with the federal government to expand the number of contract beds being utilized detain immigrants in civil immigration proceedings.*

**Vote: 2 -1 (Anderson, no)**

Issue 4 DNA Identification Fund Revenue Shortfall

**Committee Action:** Approve as proposed.

**Vote: 3 – 0**

**0250 Judicial Branch**  
Issue 5 Transition to FI\$Cal

**Committee Action:** Approve as proposed.

**Vote: 3 – 0**

Issue 6 New Sacramento Courthouse

**Committee Action:** Reject the proposed reappropriation.

**Vote: 3 – 0**

**9285/9286 Local Assistance – Trial Court Security**  
Issue 7 Trial Court Security Funding

**Committee Action.** Reject both the \$7 million and \$280,000 in General Fund proposed to augment the \$557.6 million in realignment revenue provided in 2017-18 for trial court security.

**Vote: 2 -1 (Anderson, no)**

**5225**            **California Department of Corrections and Rehabilitation**  
Issue 8            Population Adjustment

**No action**

Issue 9            Drug Interdiction

**Committee Action:** Reject the proposed funding.

**Vote: 2 -1 (Anderson, no)**

Issue 10          Case Management Reentry Program

**No action**

Issue 11          Roof Repair

**Committee Action:** Approve as proposed.

**Vote: 3 – 0**

Issue 12          Physician Retention Strategies

**Committee Action:** Adopt the LAO approving the 31 positions for telemedicine, which would be funded by salary savings in 2017-18; and rejecting the proposed \$10.4 million from the General Fund to pay for these positions on an ongoing basis starting in 2018-19. In addition, approve the 13 regional support team positions and \$1.8 million of the proposed funding

**Vote: 3 – 0**