

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS  
ACTION AGENDA SUMMARY

DEPT: Probation

BOARD AGENDA # \*B-8

Urgent

Routine

AGENDA DATE March 30, 2010

CEO Concurs with Recommendation YES  NO

4/5 Vote Required YES  NO

(Information Attached)

SUBJECT:

Approval to Accept an Edward Byrne Memorial Justice Assistance Grant from the California Emergency Management Agency for \$698,884 to Provide Evidence-Based Supervision, Programs and Services to Adult Felon Probationers

STAFF RECOMMENDATIONS:

1. Authorize the Chief Probation Officer to accept an Edward Byrne Memorial Justice Assistance Grant from the California Emergency Management Agency and to sign all necessary documents related to the Grant.
2. Direct the Auditor-Controller to establish a new fund for the Probation Department as a separate legal budget as authorized by Senate Bill 678.

FISCAL IMPACT:

On October 11, 2009, Governor Schwarzenegger signed Senate Bill 678, the California Community Corrections Performance Incentives Act of 2009, which authorizes each county to establish a California Community Corrections Performance Incentive Fund (CCCPIF) to be used for specified purposes relating to improving local probation supervision practices and capacities. The California Legislature, working with the Chief Probation Officers of California (CPOC), sought and received federal stimulus funding through

(Continued next page)

BOARD ACTION AS FOLLOWS:

No. 2010-160

On motion of Supervisor O'Brien, Seconded by Supervisor Chiesa  
and approved by the following vote,

Ayes: Supervisors: O'Brien, Chiesa, Monteith, DeMartini, and Chairman Grover

Noes: Supervisors: None

Excused or Absent: Supervisors: None

Abstaining: Supervisor: None

1)  Approved as recommended

2)  Denied

3)  Approved as amended

4)  Other:

MOTION:



ATTEST: CHRISTINE FERRARO TALLMAN, Clerk

File No.

**Approval to Accept an Edward Byrne Memorial Justice Assistance Grant from the California Emergency Management Agency for \$698,884 to Provide Evidence-Based Supervision, Programs and Services to Adult Felon Probationers**

**FISCAL IMPACT (continued):**

the American Recovery and Reinvestment Act (Recovery Act) of 2009 for the specific purpose of implementing appropriate services aligned with the CCCPIF. The State Administrative Agency for federal stimulus funding is the California Emergency Management Agency (Cal EMA), which is distributing \$44,576,000 for local assistance through the Edward Byrne Memorial Justice Assistance Grant (JAG) program. Entitled the "Evidence-Based Probation Supervision Program" (EBPSP), this one-time grant program serves as seed funding for SB 678 activities and is made available to county probation departments for the period of October 1, 2009 through September 30, 2012. Although the JAG funding period began October 1, 2009, the Probation Department expects that its implementation period will start July 1, 2010 and will end September 30, 2012, after which it is expected that SB 678 revenue will maintain the program. Future funding will be based on the county's success in reducing recidivism among probationers.

County allocations of the JAG stimulus funding was calculated based on each county's population of adults 18 to 25 years of age, the population to be most affected by SB 678 activities. Stanislaus County's 18-25 year old population is 1.56% of the State's total 18-25 year old population; as a result the total Stanislaus County allocation of these funds over the 36 month period is \$698,884. The JAG stimulus funding does not require matching funds; however, it is intended to supplement existing state and local funds and cannot replace or supplant state or local funds that have been appropriated or allocated for the same purpose. The department will be required to demonstrate how the funded program has created or saved jobs. This funding will be utilized over a 27-month period and will be used to save staff positions identified for elimination due to fiscal restraints. Two Deputy Probation Officers in the Probation Department Field Services Budget Unit and a Behavioral Health Specialist in the Behavioral Health and Recovery Services Alcohol and Drug Program Budget Unit will be retained. The funds for the current application will be budgeted in Fiscal Year 2010-2011 and Fiscal Year 2011-2012.

**DISCUSSION:**

Senate Bill 678, the "California Community Corrections Performance Incentive Act of 2009", signed by the California Governor on October 11, 2009, will establish a system of performance-based funding to support evidence-based practices relating to the supervision of adult felony offenders. SB 678 provides financial incentives for county probation departments to implement the best practices identified by experts as critical for reducing recidivism rates and therefore the number of revocations of probation to state prison. The implementation of these programs should result in better public safety outcomes for local communities and help reduce the prison population and parole expenditures, and is intended to be part of the solution to address future prison overcrowding issues. The statute authorizes each county to establish a Community Corrections Performance Incentives Fund (CCPIF) and authorizes the state to annually allocate money into a State Corrections Performance Incentives Fund to be used for specified purposes

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DISCUSSION (Continued):

relating to improving local probation supervision practices and capacities. The calculation is based on costs avoided by the Department of Corrections and Rehabilitation because of a reduction in the percentage of adult probationers sent to prison for a probation failure. Specifically, the more successful the county is at the front end of the system by decreasing the rate of failure while on probation, the safer our communities and less costly to the state system in prison commitments. The statute also requires each county using CCPIF funds to identify and track specific outcome-based measures and report to the Administrative Office of the Courts on the effectiveness of the programs paid by the CCPIF. The statute gives probation broad discretion as to how to best implement evidence based practices in their county to meet the needs of the community and ultimately impact the state prison population.

The Probation Department will utilize JAG funding to implement and support an evidence-based probation supervision program that targets medium to high risk 18-25 year old felony probationers. A validated risk/needs assessment tool, the LSI-R, will be used to determine program eligibility, targeted criminogenic factors and supervision services. Using a Day Reporting Center model, a probation officer will provide intensive supervision to approximately 50 offenders ensuring swift and certain consequences to hold probationers accountable for non-compliant behavior. JAG funding will be used to enhance services provided at Josie's Place, a county-operated drop in center that provides job training and referrals, housing assistance, mental health services, health care information, positive recreation and peer support groups. Josie's Place is operated by Behavioral Health & Recovery Services and has provided services in the community since 2006. Additional probation staffing and a substance abuse counselor will be added to the site to provide expanded services to include daily probation officer contact, GPS monitoring, short-term incarceration, drug testing, and substance abuse assessment and referral. Josie's Place will be the primary reporting site for probationers assigned to the program. Probation officers will also provide community supervision activities including home contacts, searches and other compliance checks to those assigned to the program. The program will be modeled after an evidenced-based program from the State of Hawaii called HOPE (Hawaii's Opportunity Probation with Enforcement). HOPE streamlined the process for enforcing terms of probation using random and unscheduled drug testing, as well as immediate hearings for any violations of probation. Findings from the HOPE program showed promising outcomes. Anticipated outcomes for the county's program include reductions in risk/needs factors, violations of probation, positive drug screens and incarceration days.

POLICY ISSUES:

Board approval to accept this funding is necessary. Utilization of this funding will enhance public safety outcomes; consistent with the Board's stated priorities of ensuring a safe, healthy community and effective partnerships.

Approval to Accept an Edward Byrne Memorial Justice Assistance Grant from the California Emergency Management Agency for \$698,884 to Provide Evidence-Based Supervision, Programs and Services to Adult Felon Probationers

STAFFING IMPACT:

JAG program funding provided by the American Recovery and Reinvestment Act (Recovery Act) of 2009 will be used to retain two existing Deputy Probation Officer positions and one existing Behavioral Health Specialist position. There are no recommendations to modify the Salary and Position Allocation Resolution by this action; however, should this funding not be accepted, loss of existing positions is inevitable.

CONTACT PERSON:

Mike Hamasaki, Division Director - Adult Field Services. Telephone: 209-567-4126

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PUBLIC SAFETY AND VICTIM SERVICES PROGRAMS DIVISION  
CALIFORNIA EMERGENCY MANAGEMENT AGENCY

PUBLIC SAFETY BRANCH  
3650 SCHRIEVER AVENUE  
MATHER, CALIFORNIA 95655  
TELEPHONE: (916) 324-6724  
FAX: (916) 324-9179



April 6, 2010

Mike Hamasaki  
Division Director  
Stanislaus County  
801 11th Street, Suite B-100  
Modesto, CA 95354

Dear Mr. Hamasaki:

**SUBJECT: NOTIFICATION OF APPLICATION APPROVAL**  
Evidence Based Probation Supervision Recovery Act Program (200902616)  
Award #: ZP09 01 0500  
Cal EMA ID#: 099-00000

Congratulations! The California Emergency Management Agency (Cal EMA) has approved your application in the amount of \$698,884, subject to Budget approval. A copy of your approved subgrant is enclosed for your records.

Cal EMA will make every effort to process payment requests within 60 days of receipt.

This subgrant is subject to the Cal EMA Recipient Handbook. You are encouraged to read and familiarize yourself with the Cal EMA Recipient Handbook, which can be viewed on Cal EMA's website at [www.calema.ca.gov](http://www.calema.ca.gov).

Any funds received in excess of current needs, approved amounts, or those found owed as a result of a close-out or audit, must be refunded to the State within 30 days upon receipt of an invoice from Cal EMA.

Should you have questions on your subgrant, please contact your Program Specialist.

LEVS Grant Processing

Enclosure

c: Recipient's file

BOARD OF SUPERVISORS  
2011 OCT 14 P 2:25

# Cal EMA Grant Award Modification

MAIL TO: California Emergency Management Agency  
3650 Schriever Ave.  
Mather, CA 95655

Check correct branch:  
 Drug Enforcement       V. Justice & Childrens  
 Crime & Gangs       DV, SA, & VW  
(Indicate branch on envelope)

1. Award # ZP09 01 0500  
 2. Modification #: 1

3. Recipient/Implementing Agency Stanislaus County Probation Department  
 4. Project Title: Evidence-Based Probation Supervision Program  
 5. Contact Person: Mike Hamasaki Phone: (209) 567-4126 Ex: \_\_\_\_\_ Fax: (209) 567-4188  
 Email Address: Hmskim@stancounty.com 6. Grant Period: 04/01/2010 to 09/30/2012  
 7. Payment Mailing Address: 2215 Blue Gum Ave. Modesto, Ca 95358  Check here if new.

## 8. Revision to Budget

	Current Allocation (CA) Select Acronym from list	Grant Funds				Required Match				Total
		A. Personal Services	B. Operating Expenses	C. Equipment	Fund Total	A. Personal Services	B. Operating Expenses	C. Equipment	Match Total	
Grant 10	JAGR	\$683,148	\$15,736	\$0	\$698,884				\$0	\$698,884
Yr	Fund				\$0				\$0	\$0
Yr	Fund				\$0				\$0	\$0
Yr	Fund				\$0				\$0	\$0
<b>Proposed Change (PC)</b> [add (+) or subtract (-) from budgeted amount]										
10	JAGR				\$0				\$0	\$0
Yr	Fund				\$0				\$0	\$0
Yr	Fund				\$0				\$0	\$0
Yr	Fund				\$0				\$0	\$0
<b>Revised Allocation (RA)</b>										
10	JAGR	\$683,148	\$15,736	\$0	\$698,884	\$0	\$0	\$0	\$0	\$698,884
Yr	Fund	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Yr	Fund	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Yr	Fund	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0

Check when completed

9. Justification for Modification: (If necessary, continue the justification on page 3.)

This request for modification will include personnel, collaborative partnership and program location changes. In the original application we (Stanislaus County Probation Department) requested personnel services funding for two Deputy Probation Officers from the Stanislaus County Probation Department and one Behavioral Health Specialist from the County's Behavioral Health and Recovery Services Agency. Due to circumstances out of the program's control, a Behavioral Health Specialist was not available to

**10. Local Approvals:**

Mike Hamasaki	Karen Curci
Project Director (typed name)	Financial Officer (typed name)
Project Director Signature	Financial Officer Signature
Date: <u>1-19-11</u>	Date: <u>1-20-11</u>

**Cal EMA USE ONLY**

Program Specialist	Date:	Section Chief	Date:
Grants Processing	Date:		

# Cal EMA GRANT AWARD MODIFICATION

## Cal EMA 2-223 INSTRUCTIONS

**GENERAL INSTRUCTIONS** – This form must be used for the following types of modification requests:

- Budget Revisions
- Grant Extensions\*
- Increases/Decreases to Grant Funds\*
- Sole Source Requests
- Reporting Project Income
- Change of Project Director or Financial Officer
- Change in Program Objectives
- Change in Mailing Address
- Agency Name Change\*

\* requires submission of a Grant Award Amendment form

- 1. GRANT AWARD NUMBER**  
Enter the Grant Award number as it appears at the top of the approved "Grant Award Face Sheet."
- 2. MODIFICATION NUMBER:**  
Enter the number of this request. Each modification must be consecutively numbered starting with #1.
- 3. RECIPIENT/IMPLEMENTING AGENCY:**  
Enter the grant recipient and implementing agency names as they appear on lines 1 & 2 of the approved "Grant Award Face Sheet".
- 4. PROJECT TITLE:**  
Enter the project title as it appears on the approved "Grant Award Face Sheet".
- 5. CONTACT PERSON:**  
Enter the name, phone, fax, and email address of the person to contact regarding questions on this form.
- 6. GRANT PERIOD**  
Enter the approved grant period giving the start and end dates for the grant award as shown on line #4 of the "Grant Award Face Sheet" or as revised by an approved grant award amendment.
- 7. ADDRESS:**  
Enter the permanent mailing address where the recipient payments are to be mailed. Check the "NEW" box if there is a change in the address.
- 8. REVISION TO BUDGET:**  
If this modification affects the budget, select the grant year and program acronym from the drop down lists under Current Allocation (if unsure what the acronym is, see the chart below) for the Federal grant OR State grant to which the modification applies in the column heading. Enter the current allocation amounts for each category and the corresponding match amount if any. Enter the proposed amounts (remember to use a (-) if you are subtracting). The revised allocation amounts will appear in the Revised Allocation (RA). When you have completed your revision check the "check when completed" box. If you need to make changes to the budget, uncheck the box, enter your changes then re-check the box.
- 9. JUSTIFICATION FOR MODIFICATION:**  
Explain the need for this modification. If requesting a revision to the budget, be specific of the funding source. Additional space is provided on page 3 to continue the justification if necessary.
- 10. LOCAL APPROVAL NAME AND SIGNATURES:**  
Please type the names of and provide original signatures for the Project Director and the Financial Officer as shown on the Signature Authorization Form (Cal EMA 2-223). This is a requirement for all modification requests.

FEDERAL PROJECT ACRONYMS							
<b>AGIC</b>	Anti-Gang Initiative - Central	<b>BYRN</b>	Byrne State / Local Law Enforce Assist	<b>JAGX</b>	Justice Assistance Grant	<b>RSAT</b>	Residential Substance Abuse Treatment
<b>AGIE</b>	Anti-Gang Initiative -Eastern	<b>CJA1</b>	Child Justice Act	<b>PSNC</b>	Project Safe Neighborhood (Central)	<b>VAWA</b>	Violence Against Women Act
<b>AGIN</b>	Anti-Gang Initiative -Northern	<b>FSIA</b>	Forensic Sciences Improvement	<b>PSNE</b>	Project Safe Neighborhood (Eastern)	<b>VAW2</b>	Violence Against Women Act
<b>AGIS</b>	Anti-Gang Initiative -Southern	<b>FVPS</b>	Family Violence Preventive Services	<b>PSNN</b>	Project Safe Neighborhood (Northern)	<b>VOCA</b>	Victims of Crime Act
<b>BVPP</b>	Bulletproof Vest Partnership Program	<b>JAG0</b>	Justice Assistance Grant	<b>RILP</b>	Regional Anti-Gang Intelligence Led Policing		
STATE PROJECT ACRONYMS							
<b>CGNG</b>	CALGANG	<b>GRIP</b>	CALGRIP Includes GRP1-3	<b>MAGE</b>	Multi-Agency Gang Enforcement Consortium	<b>VLRC</b>	Victims Legal Resource Center
<b>CSAE/P</b>	Child Sexual Abuse Exploitation/Prevention	<b>GVS0</b>	Gang Violence Suppression	<b>PPD5</b>	Public Prosecutors/Defenders Training Fund	<b>VP00</b>	Vertical Prosecution Block Grant
<b>DVPO</b>	Domestic Violence Prevention	<b>HTT0</b>	High-Tech Theft Apprehension	<b>RCP0 &amp; 5</b>	Rape Crisis	<b>VPPD</b>	Public Prosecutor/Public Defender Training Fund
<b>EMT1</b>	Evidentiary Medical Training	<b>HY00</b>	Homeless Youth	<b>RLCP</b>	Rural Crime Prevention	<b>VWA0</b>	Victim/Witness Assistance
<b>EPSD</b>	Equality in Preventive Services	<b>ICAC</b>	Internet Crimes Against Children	<b>SAFE</b>	Sexual Assault Felony Enforcement Program	<b>WOM0</b>	War on Methamphetamine
<b>FV00</b>	Family Violence Prevention	<b>LSPA</b>	Local Safety and Protection Account	<b>VLFO</b>	Vehicle Licensing Fee	<b>YET0</b>	Youth Emergency Telephone

## Cal EMA GRANT AWARD MODIFICATION

### 8. Justification for Modification (cont.)

participate in the Evidence-Based Probation Supervision Program (EBPSP). It is requested that an additional Deputy Probation Officer (three total) be included in the program as a replacement for the Behavioral Health Specialist. No grant fund adjustments will be requested with this particular change in personnel.

In the original grant application, the plan was to have grant funded staff be housed at the Probation Department's Adult Field Services building and contact the probationers in the community and at Josie's Place (a local drop in center for young adults 18-25 years of age). During the development stage of the program, it was determined that Josie's Place was not an adequate site to meet with the program's probationers. It was later determined that a Day Reporting Center in Salida (city in northern Stanislaus County) would be a more appropriate site. Grant funded and unfunded staff from the Probation Department have worked with unfunded staff from the Stanislaus County Sheriff's Department to get the Day Reporting Center operational. Programming for the Evidence-Based Probation Supervision Program is due to begin late January 2011 at the Day Reporting Center. The Day Reporting Center is a joint operation between the Probation Department and the Stanislaus County Sheriff's Department. At this time, no personal services funds will be used for any Sheriff's Department personnel.

Up to date, the EBPSP has utilized grant funds for one Deputy Probation Officer. This officer has been assessing inmates at the adult jail facilities for potential clients to the Evidence-Based Probation Supervision Program's Day Reporting Center.

It is also requested that the Operating Expenses for fiscal year 10/11 and 11/12 be modified. In the original grant application, the program was granted approval to pay for three cellular phones and service at a cost of \$1,080 per fiscal year (a total cost of \$2,160 for fiscal year 10/11 and 11/12). It is requested that the original grant application be modified to delete the purchase of cellular phones and service and instead utilize the \$1,080 per fiscal year on programming materials such as handouts and workbooks. This request has no fiscal impact/changes from the original grant application.