

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

DEPT: Probation

BOARD AGENDA:7.4  
AGENDA DATE: June 29, 2021

**SUBJECT:**

Accept the Stanislaus County Probation Department SB 823 - Department of Juvenile Justice Realignment Plan for Budget Years 2021-2022 and 2022-2023

**BOARD ACTION AS FOLLOWS:**

**RESOLUTION NO. 2021-0324**

On motion of Supervisor Grewal Seconded by Supervisor Withrow  
and approved by the following vote,

Ayes: Supervisors: B. Condit, Withrow, Grewal, C. Condit, and Chairman Chiesa

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: **ELIZABETH A. KING, Clerk**  
**Stanislaus County Board of Supervisors,**  
**State of California**

  
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File No.

**THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS  
AGENDA ITEM**

DEPT: Probation

BOARD AGENDA:7.4  
AGENDA DATE: June 29, 2021

CONSENT:

CEO CONCURRENCE: YES

4/5 Vote Required: Yes

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**SUBJECT:**

Accept the Stanislaus County Probation Department SB 823 - Department of Juvenile Justice Realignment Plan for Budget Years 2021-2022 and 2022-2023

**STAFF RECOMMENDATION:**

1. Accept the Senate Bill (SB) 823-Department of Juvenile Justice (DJJ) Realignment Plan.
2. Authorize the use of funding from the SB 823 Allocation for contracts with Leaders in Community Alternatives, Inc. and Modesto Junior College for Budget Years 2021-2022 and 2022-2023.
3. Direct the Stanislaus County Auditor-Controller to increase estimated revenue and appropriations as detailed in the attached budget journal.

**DISCUSSION:**

On September 30, 2020, California Governor, Gavin Newsom, signed Senate Bill (SB) 823, which made fundamental changes to California's Juvenile Justice System. Senate Bill 823 prohibits most new admissions to California's Department of Juvenile Justice (DJJ) beginning on July 1, 2021. On January 8, 2021, Governor Newsom issued his 2021-2022 Proposed Budget, which included his plan for the complete closure of DJJ on June 30, 2023. A trailer bill, SB 92, would amend Section 736.5 of the Welfare and Institutions Code and formally close DJJ on June 30, 2023. On May 14, 2021, SB 92 was signed into law by Governor Newsom.

SB 823 established the Juvenile Justice Realignment Block Grant program for the purpose of providing County-based custody, care, and supervision of youth who are realigned from DJJ or who will be otherwise eligible for a commitment to DJJ prior to its closure. The realignment target population for the grant program is defined as youth who were eligible for a commitment to DJJ prior to its closure or youth adjudicated as a ward of the Juvenile Court based on an offense described in subdivision (b) of Section 707 of the Welfare and Institutions Code or an offense described in Section 290.008 of the Penal Code.

The Stanislaus County Juvenile Court currently commits, on average, seven juvenile offenders per year to DJJ; effective July 1<sup>st</sup>, 2021, any new committed DJJ youth (newly termed “Secured track youth”) will remain housed within Stanislaus County’s Juvenile Hall. As of May 31<sup>st</sup>, 2021 there were 19 Stanislaus County youthful offenders housed in DJJ facilities. These 19 youth will be released through attrition when their court commitments are realized or upon reaching or obtaining conditions for early release. When DJJ facilities close on June 30<sup>th</sup>, 2023 any remaining youth housed at DJJ facilities will be released back to Stanislaus County Juvenile Hall.

Currently, there are 16 youth housed in Stanislaus County’s Juvenile Hall who are detained on offenses which currently meet the requirements for a DJJ commitment should a judge commit them to such a disposition. If they are committed as of July 1, 2021 these youth will remain in Juvenile Hall.

Commencing with the 2021-2022 Budget Year, and annually thereafter, an allocation will be administered to Counties to provide appropriate rehabilitative housing and supervision services for the population. Pursuant to subdivision (a) of Section 1991 of the Welfare and Institutions Code, in making the allocation, the Board of Supervisors shall consider a plan for rehabilitation and supervision services. To be eligible for the funding, the County is required to create a subcommittee of the multiagency Juvenile Justice Coordinating Council to develop the plan describing the facilities, programs, placements, services, supervision, and reentry strategies that are needed to provide appropriate rehabilitation and supervision services for the target population. On January 14, 2021, the Juvenile Justice Coordinating Council created the subcommittee. Work then commenced on a plan to service the target population. On May 10, 2021, the plan was formally completed by the subcommittee and then presented to the full body of the Juvenile Justice Coordinating Council. On May 19, 2021, the full-body Juvenile Justice Coordinating Council unanimously adopted and approved the attached plan.

The projected allocation to Stanislaus County under SB 823 is \$565,401 for Budget Year 2021-2022 and \$1,674,859 for Budget Year 2022-2023. Funding for programs and services will be set aside to award 24-month service contracts to Community Based Organizations (CBOs) using a formal Request for Proposal (RFP) process. The RFP process was initiated in an effort to contract with CBOs for services designed to address delinquent conduct, recidivism and successful reintegration back into the community through youthful offender treatment, education, housing, programming and services.

On December 17, 2020, the General Services Agency released an RFP. The RFP was sent to 63 local agencies and four proposals were received. The four proposals came from the following organizations: Leaders in Community Alternatives, Inc.; Modesto Junior College; Youth for Christ; and Faith in Action. An evaluation committee was convened that included staff from the Probation Department and the community by way of a Juvenile Hall volunteer. The evaluation committee determined one proposal met the goals and priorities of the department for the SB 823 Unit, and that was the proposal submitted by Leaders in Community Alternatives, Inc.

During the appeal period, there were no agencies who filed formal protests. The Juvenile Justice Coordinating Council reviewed the deliverables Leaders in Community Alternatives, Inc. (LCA) will offer as outlined in the attached SB 823 Plan and unanimously agreed with the recommendations set forth in the plan.

LCA successfully incorporates evidence-based practices and curricula to create high quality programs providing the necessary tools and support for justice-involved youth to change behavior and permanently break the cycle of addiction, crime, and incarceration. LCA has significant experience working with the realignment and juvenile population and has created programs that both adhere to best practices and adapt to the individualized needs of the participants. All LCA staff are trained in the theoretical foundations, specific Cognitive Behavioral Treatment (CBT) curricula, and are trained in using Motivational Interviewing (MI) skills. Each youth will be provided a case manager, who will devise an Individual Service Plan (ISP). LCA will include the following evidence-based curricula to incorporate the Trans-Theoretical Model of Behavior Change, MI, CBT, and principles of adolescent learning: Thinking for a Change (T4C), Delinquent Conduct and Substance Abuse Group, and Aggression Replacement Training (ART). Each curriculum component will be the basis of group classes or individual training provided in Juvenile Hall. The provider has requested \$491,451 for Budget Year 2021-2022 and \$421,849 for Budget Year 2022-2023. This is a total of \$913,300 for the life of a two-year contract.

An additional contract was developed in coordination with Modesto Junior College (MJC) to incorporate the "My Next Step" Vocational Education Program. The Probation Department will enter into contract with MJC to provide services to in-custody youth housed in the SB 823 Unit. The "My Next Step" Program will allow this innovative MJC program to provide assessment, career counseling, and vocational program coursework to in-custody youth. Additional supports are built into this contract to provide for 30, 60 and 90-day follow-up with youth upon their release from custody. The provider has requested \$54,000 for Budget Year 2021-2022 and \$54,000 for Budget Year 2022-2023. There will be additional costs, billed per student, which consist of \$5,000 for program delivery and additional costs for logistics including tuition, books and supplies not covered by financial aid or vouchers. Utilizing the existing data for DJJ commitments, the program costs per student total \$35,000. This is a total of \$143,000 for the life of a two-year contract. The Probation Department will return to the Board of Supervisors when ready to execute the contracts with Leaders in Community Alternatives, Inc. and Modesto Junior College.

The department will need to set aside funds for potential, regionalized contracts to address female and sex offender youth who may receive a DJJ-like commitment. Because both females and sex offenders have historically been committed to current DJJ programs at a very low rate, it is likely these populations will be serviced outside of Stanislaus County. Each of these populations require treatment specific to their unique needs, thus, it is likely a regional contract with another County who could provide group-based services with like-offenders would be considered.

Because the department is unable to gauge what Budget Year 2021-2022 will bring in the way of the SB 823 population, it is difficult to gauge all programming needs at this time. In Budget Year 2022-2023, the department will utilize costs and expenditures incurred in the first year to allow the department to better assess all programming and operational needs for year two. As the Probation Department moves forward with the SB 823 population, it is recognized that programming and re-entry service gaps will likely be discovered. These may be vocational, recreational, treatment or some other area. The Probation Department will address these service gaps through contracted services, volunteer-based partnerships, and collaborative agency workgroups to help leverage resources and direct services based on the needs of the realigned population. Any additional identified operational needs will be brought forward with associated requests in a future board item or budget cycle.

**POLICY ISSUE:**

California Welfare and Institutions (W&I) Code Section 1991(a) requires the County Board of Supervisors, in making the allocations, to consider the local SB 823 plan, which shall be constructed as outlined in W&I Code Section 1995.

**FISCAL IMPACT:**

The Probation Department's estimated Budget Year 2021-2022 allocation is \$565,401. Of this amount, \$562,451 will be directed to contracts with Leaders in Community Alternatives and Modesto Junior College, and \$2,950 will be placed in reserves to account for any unanticipated expenses. The estimated Budget Year 2022-2023 allocation is \$1,674,859. Of this amount, \$493,849 will be directed to contracts with Leaders in Community Alternatives and Modesto Junior College, and \$1,181,010 will be placed in reserves to address gaps in services and to account for unanticipated expenses.

Furthermore, pursuant to Section 912 of the Welfare and Institutions Code, the Department of Juvenile Justice charges the Probation Department \$65.7527 each day for each youth committed to their facilities. Counties with youth committed to the Department of Juvenile Justice prior to July 1, 2021, will continue to pay \$24,000 annually. In Fiscal Year 2020-2021, the County General Fund contributed \$456,000 in funding to the Probation Department to cover the costs associated with these commitments. As the number of commitments decrease and all Department of Juvenile Justice facilities officially close on June 30, 2023, the Department will no longer incur costs to commit youth to DJJ. The Department may reduce appropriations incrementally within their budget for these costs or request to shift these funds to support future identified operational needs to supervise and house these youth at Juvenile Hall. The Department will assess operational and programming needs in Budget Year 2021-2022 for potential changes and continue to evaluate additional needs in upcoming Budget Years. There is no anticipated additional General Fund impact in Budget Year 2021-2022.

The Auditor-Controller has established a new Legal Budget Unit to account for the annual state allocation. Estimated revenue and appropriations of \$565,401 are established effective July 1, 2021 via the attached budget journal.

**BOARD OF SUPERVISORS' PRIORITY:**

The recommended actions are consistent with the Board's priority of *Supporting Strong and Safe Neighborhoods* by ensuring the most effective programs and services to reduce recidivism and contribute to youth success are being funded and implemented.

**STAFFING IMPACT:**

There are no staffing impacts associated with the review and consideration of the SB 823-DJJ Realignment Plan.

**CONTACT PERSON:**

Mark Ferriera, Chief Probation Officer

Telephone: 209-525-4503

**ATTACHMENT(S):**

1. Stanislaus County Probation-SB 823 Juvenile Justice Realignment Plan
2. Budget Journal - DJJ Realignment Block Grant