

COUNTYWIDE CRIMINAL JUSTICE COORDINATION COMMITTEE

MINUTES OF THE **September 14, 2022** MEETING
Meeting Conducted Via Microsoft Teams

MEMBERS AND ALTERNATES PRESENT

Chair Pro Tem: Chief Adolfo Gonzales, County Chief Probation Officer,
Vice Chair of CCJCC

Erika Anzoategui, County Alternate Public Defender

David Cons for Tracy Wilkinson, Acting U.S. Attorney

*Meredith Davis for Monique Villegas, Special Agent in Charge, U.S. Bureau of Alcohol,
Tobacco, Firearms and Explosives

Beatriz Dieringer, California League of Cities

Ricardo Garcia, County Public Defender

Kimberley Guillemet for Sam Ohta, Supervising Judge, Criminal Division, Superior
Court

Nichelle Henderson, Chair, County Quality & Productivity Commission

*Brian Hoffman for Fesia Davenport, County Chief Executive Officer

Cosme Lozano, President, Southeast Police Chiefs Association

Jonathan Lucas, Chief Medical Examiner-Coroner

Chris Margaris, Chief, Southern Division, California Highway Patrol

John Mathews for Holly J. Mitchell, Supervisor, Second District and Chair of the County
Board of Supervisors, Chair of CCJCC

Emilio Mendoza for Brandon Nichols, Director, County Department of Children and Family
Services

Michelle Newell for Dr. Clemons Hong, Director, Office of Diversion and Reentry

*Jennifer Ochoa-Garcia for Franky Carrillo, Chair, County Probation Oversight
Commission

Maricela Ramirez for Debra Duardo, Superintendent, Los Angeles County Office of
Education

Connie Sullivan for Robert Cole, Chair, County Economy and Efficiency Commission

Susan Sullivan Pithey for Robert Bonta, California Attorney General

*Theresa Villa-McDowell for Robin Toma, Executive Director, County Commission on
Human Relations

Joseph J. Williams for Alex Villanueva, Sheriff

*Mark Yim for Mike Feuer, Los Angeles City Attorney

*Not a designated alternate

I. CALL TO ORDER / INTRODUCTIONS

Adolfo Gonzales, County Chief Probation Officer, Chair Pro Tem

The meeting was called to order at 12:03 p.m. by Chief Adolfo Gonzales, County Chief Probation Officer, Chair Pro Tem.

II. GENERAL PUBLIC COMMENT

There were no public comments.

III. APPROVAL OF THE MINUTES

Adolfo Gonzales, County Chief Probation Officer, Chair Pro Tem

There were no requests for revisions to the minutes of the July 13, 2022 meeting. Los Angeles County Public Defender Ricardo Garcia made a motion to approve the minutes. This was seconded by Los Angeles County Alternate Public Defender Erika Anzoategui.

ACTION: The motion to approve the minutes of the July 13, 2022 meeting was approved without objection.

IV. EXECUTIVE DIRECTOR'S REPORT

Mark Delgado, Executive Director, Countywide Criminal Justice Coordination Committee

Mark Delgado, Executive Director of the Countywide Criminal Justice Coordination Committee (CCJCC), provided the Executive Director's Report to the committee.

Mr. Delgado addressed the following upcoming meeting schedule and logistics issues:

- October Meeting Cancellation

The October CCJCC meeting will be cancelled. One of the County's annual luncheon events – the Quality and Productivity Commission's 35th Annual Awards Program Ceremony – is scheduled for the same day, Wednesday, October 12th, and many CCJCC members will be attending.

Mr. Delgado noted that many of the programs that will be honored at the ceremony are justice-related programs that have been implemented by departments that are represented on CCJCC. These include the Child Trafficking ID and Response Team, INVEST Program, and Forestry Fire Training program.

He added that the County's Psychiatric Social Worker (PSW) program, which is the result of a partnership among the Public Defender's Office, Alternate Public Defender's Office, and CCJCC, has been selected as one of the Top Ten programs to be recognized at the event.

- CCJCC Meeting Logistics

There may be a resumption of in-person meetings, or possible hybrid (virtual and in-person) meetings, in the near future. Members will be informed of the time and location of in-person meetings in the event that this change occurs.

V. PUBLIC SAFETY REALIGNMENT TEAM

Chief Probation Officer Adolfo Gonzales, Chair, Public Safety Realignment Team
Mark Delgado, Executive Director, CCJCC

Chief Probation Officer Adolfo Gonzales, Chair of the Public Safety Realignment Team (PSRT), provided an update on public safety realignment (AB 109) planning and implementation efforts. Mr. Delgado joined Chief Gonzales in this presentation.

The PSRT was established by the Board of Supervisors (Board) to coordinate public safety realignment (AB 109) implementation and to advise the Board on AB 109-related matters. Per statute, it is chaired by the Chief Probation Officer and is comprised of multiple agencies and stakeholders.

The update at this meeting provided an overview of the following primary focus areas of the PSRT this year:

- Development of AB 109 Evaluation Plan (April)
- Submission of AB 109 funding recommendations to the Chief Executive Office (July)
- Current efforts to prepare the annual report to the state, including a 2022 Community Corrections Partnership (CCP) Plan update (December due date)

Evaluation

In response to a Board Motion, the PSRT developed an AB 109 program evaluation framework to guide a comprehensive evaluation of AB 109-funded programs, including:

- Proposed AB 109 programs suitable for inclusion in the evaluation scope
- Potential outcome measures, including quantitative and qualitative measures

Mr. Delgado stated that the evaluation will be conducted in a series of studies.

The CCJCC, Chief Information Office (CIO), and Chief Executive Office (CEO) are working with AB 109 implementing departments and will be procuring external researchers to help carry out the evaluation effort. An assessment on the availability of data on programs to be evaluated is underway to help structure and sequence the analyses.

CCJCC and the CIO are launching a “Phase 0” study that will serve as a foundational baseline for subsequent components of the evaluation. Mr. Delgado noted the following about Phase 0:

- It will help establish data foundations to support the overall effort.
- It will provide a high-level overview of justice outcomes among individuals subject to supervision or custody under AB 109.
- It will be conducted by CIO Analytic Center of Excellence (CIO-ACE) staff.

The Phase 0 analysis will provide the following baseline information:

- Justice outcomes for the Post-Release Community Supervision (PRCS) population and the split-sentenced populations
- One-year outcomes for the 2011-2020 cohorts
- Three-year outcomes for the 2011-2018 cohorts

Phase 0 work will launch this month and initial results are anticipated to be available in early fall.

Funding Recommendations

Per the Board’s direction, PSRT provides the CEO with annual AB 109 funding recommendations that reflect the Board’s priorities.

PSRT provided the three AB 109 funding recommendations to the CEO this year, which address the following topics:

- Transportation services for AB 109 clients
- Workforce development support
- AB 109 funded Psychiatric Social Worker (PSW) program

The AB 109 budget will be presented to the Board during the Supplemental Budget phase in early October.

Annual Report to the State

The Board of State and Community Corrections (BSCC) conducts an annual survey of County CCPs (PSRT). The surveys are released in November, and responses are due by mid-December.

The PSRT is currently preparing content for this year's survey response, which includes:

- Overview of services infrastructure
- Budget
- Goals for the coming year
- Updated CCP Plan

The CCP Plan update (2022 CCP Plan) does not include new material, but packages multiple components previously approved by and presented to the Board, including:

- CCP Plan Framework (approved by the Board – June 2021)
- FY 2021-22 AB 109 Budget (approved by the Board – October 2021)
- FY 2021-22 Goals, Objectives, and Outcome Measures (submitted to the BSCC in December 2021 and to the Board in January 2022)
- List of PSRT Members and Designated Alternates

Mr. Delgado noted that an AB 109 Report update will be going to the Board in October, at which time the Board will be asked to approve the 2022 CCP Plan.

PowerPoint slides that were used for this presentation have been posted online under documents for this meeting at <http://ccjcc.lacounty.gov>.

ACTION: For information only.

VI. STATE LEGISLATIVE UPDATE

Samara Ashley, Assistant Chief Executive Officer, Chief Executive Office
Marvin Deon, Sacramento Chief Legislative Representative,
Legislative Affairs and Intergovernmental Relations, Chief Executive Office
Brigitte Mardigras, Legislative Analyst,
Legislative Affairs and Intergovernmental Relations, Chief Executive Office
Donna Seitz, Sacramento Assistant Chief Legislative Representative,
Legislative Affairs and Intergovernmental Relations, Chief Executive Office

Samara Ashley, Assistant Chief Executive Officer with the CEO, introduced members of the CEO's Office of Legislative Affairs and Intergovernmental Relations to provide an overview of notable public safety-related legislation in the 2021 legislative session.

Members of the CEO's Legislative Affairs and Intergovernmental Relations Office participating in this presentation include: Marvin Deon, the County's new Sacramento Chief Legislative Representative; Brigitte Mardigras, Legislative Analyst; and Donna Seitz, Sacramento Assistant Chief Legislative Representative.

Ms. Mardigras reviewed the following:

Federal – County Supported Legislation

Firearm Bill Signed into Law

- Senate Bill (SB) 2938 – The Bipartisan Safer Communities Act enhances background checks for buyers under 21; provides funding to states to implement red flag laws; prohibits individuals convicted of domestic abuse from buying firearms; prohibits interstate gun trafficking; funds community violence prevention programs; and invests in mental health and school safety programs.

Pending Firearm Bills

- House of Representatives Bill (H.R.) 7910 – Raises the age limit to purchase semi-automatic rifles to 21 years old; establishes a federal ban on new high-capacity magazines; creates a new Federal firearms offense for gun trafficking and straw purchases; and codifies several ghost gun regulations.
- H.R. 8 – Establishes new background check requirements for firearm transfers between private parties (i.e., unlicensed individuals).

Pending Justice Bill

- H.R. 1280 – The George Floyd Justice in Policing Act includes national police reform changes to address police misconduct.

State – County Supported Legislation

Firearm Bills Signed into Law

- Assembly Bill (AB) 1594 – Allows governments and survivors of gun violence to bring civil action against manufacturers and sellers of firearms.
- AB 1621 – Prohibits the sale, possession, and purchase of the unserialized parts and kits used to build ghost guns.
- AB 1929 – Adds violence prevention services as a Medi-Cal covered benefit, subject to medical necessity and utilization controls.
- AB 2156 – Expands the prohibitions on the manufacture of firearms without a state license, including reducing the number of guns a person may manufacture without a license and prohibiting the use of a three-dimensional printer to manufacture any firearm without a license.

- AB 2239 – Creates a 10-year firearm prohibition for individuals convicted on or after January 1, 2023, of child abuse and elder abuse.
- AB 2571 – Restricts advertising of firearms to minors and authorizes public attorneys and injured plaintiffs to bring civil actions to seek either civil penalties or damages.
- SB 1327 – Creates a private right of action against gun makers and distributors if their weapons are used illegally in California.

Firearm Bills on the Governor’s Desk

- AB 2552 – Would require additional notices on the signs posted at gun shows and would increase the fines on gun show producers and vendors who fail to comply with Federal laws.
- AB 2870 – Would additionally allow Gun Violence Restraining Orders to be made by an individual who has a child in common with that individual or by a roommate, classmate, or dating partner.

Justice Bills on the Governor’s Desk

- AB 256 – Would retroactively prohibit the State from seeking or obtaining a conviction or sentence on the basis of race, ethnicity, or national origin, applicable to cases prior to January 1, 2021.
- AB 2195 – Would allow a defendant to accept a plea agreement for committing a public nuisance, if the negotiated disposition includes the dismissal of one or more charges related to possession or use of a drug.
- AB 2417 – Would require that a “Youth Bill of Rights” is applicable to youth confined in any juvenile justice facility, requires the State to develop standardized information explaining those rights, and adds additional rights to the Youth Bill of Rights.
- AB 2147 – Would prohibit a peace officer from stopping a pedestrian for traffic infractions generally related to jaywalking, unless there is an immediate danger.
- AB 2773 – Would require a peace officer making a traffic or pedestrian stop to state the reason for the stop before asking investigatory questions unless it is necessary for public safety from an imminent threat.
- SB 731 – Would require the California Department of Justice to review records in the statewide criminal justice databases and identify persons eligible for arrest record relief, based on specific criteria.

Bills that Failed to Advance

- SB 1178 – County-Sponsored. Would have eliminated the sunset clause for petitioners to file for Proposition 47 relief.

Bills that Failed to Advance – Firearm Bills

- AB 1227 – Would have imposed an excise tax on the sale of new firearms, ammunition, and firearm precursor parts, at a specified rate contingent upon the type of item being sold.
- SB 918 – Would have strengthened the Conceal Carry Weapons process and how licenses are issued.

State – Legislation of County Interest

Just Signed Into Law – Mental Health Bill

- SB 1338 – Will establish a new civil court called the CARE Court Program to provide comprehensive treatment, housing and support services to individuals with complex behavioral health care needs. This new court will engage individuals living with psychotic disorders into treatment under the court's jurisdiction and includes the provision of counsel and supporter to guide voluntary participants through the process.
 - First Cohort: Glenn, Orange, Riverside, San Diego, San Francisco, Stanislaus, and Tuolumne Counties must implement the program by October 1, 2023.
 - Second Cohort: Remaining counties (to include Los Angeles County) must implement the program by December 1, 2024.

Bills that Failed to Advance – Justice Bills

- SB 262 – Would have prohibited costs relating to the conditions of release on bail and would have required the court to order a return of money or property paid to a bail bond licensee if the proceeding against the arrestee who has been admitted to bail is dismissed or no charges are filed against the arrestee.
- SB 848 – Would have extended the sunset provision from July 2023 to January 2026 for the courts to conduct conferences, hearings, proceedings, and trials in civil cases, in whole or in part, through the use of remote technology through July 1, 2023.

Bills that Failed to Advance – Proposition 47 Bills

- AB 1599 – Would have repealed the changes and additions made by Proposition 47, except those related to reducing the penalty for possession of concentrated cannabis.
- AB 1597 – Would have reinstated a provision of law that was repealed by Proposition 47, requiring a person who has been convicted of three or more times of petty theft or other specified crimes and is subsequently convicted of petty theft or shoplifting is subject to imprisonment in a county jail for a specified timeframe.
- AB 1603 – Would have amended Proposition 47 by reducing the threshold amount for petty theft and shoplifting from \$950 to \$400.

State – Budget Update

Signed into law

- Los Angeles County's AB 900 Funding – Los Angeles County sponsored a budget request to convert a \$100 million AB 900 grant award intended for jail construction into \$100 million in State General Funds available to the County through June 30, 2027, to support and expand access to treatment for individuals with behavioral health disorders that are involved in the justice system.
- Juvenile Justice Infrastructure Funding – \$100 million one-time General Fund to support improvements to county-operated juvenile facilities more conducive to serving justice-involved youth with a wide range of needs, focused on supporting trauma informed care, restorative justice, and rehabilitative programming.
 - Los Angeles County's Allocation: \$17,319,418
- CARE Court funding – \$57 million to implement the CARE Court Framework. Of that total:
 - \$26 million is available to support Cohort I county planning and preparation for implementation.
 - \$31 million is available to all counties to support planning and preparation activities, including, but not limited to, hiring, training, and information technology infrastructure costs.
 - Additionally, there is additional funding for Judicial Council to implement the CARE Act and funding for the State Bar for the legal aid organizations for training, support, and coordination of the CARE Act.

State – Legislative Timeline

Key Dates

Ms. Seitz reviewed the following upcoming key dates:

- September 30, 2022 – Last Day for the Governor to Sign or Veto Bills. Unless otherwise specified in these measures, legislation will go into effect on January 1, 2023.
- November 8, 2022 – General Elections will include voting on the following:
 - State Ballot Initiatives (7)
 - U.S. Senate, Governor, Lieutenant Governor, Secretary of State, Controller, Treasurer, Attorney General, Insurance Commissioner, Member of State Board of Equalization, State Superintendent of Public Instruction
 - U.S. Representatives in Congress, State Senators, State Assembly Members
 - State Supreme Court Justices
- December 5, 2022 – The 2023-24 Legislative Session Convenes

Ms. Seitz noted that 25 State Assembly members have either resigned their seats early in the session, announced they won't run for re-election, or are being termed out.

She also noted that the Governor has nominated Justice Patricia Guerrero to be the new Chief Justice of the California Supreme Court, and Justice Guerrero will be on the November ballot to confirm her appointment.

PowerPoint slides that were used for this presentation have been posted online under documents for this meeting at <http://ccjcc.lacounty.gov>.

ACTION: For information only.

VII. ADJOURNMENT

The meeting was adjourned at 12:44 p.m.