SUMMARY ACTION MINUTES

REGULAR MEETING ORANGE COUNTY COMMUNITY CORRECTIONS PARTNERSHIP

Thursday, September 26, 2013, 2:00 P.M.

PROBATION DEPARTMENT

Training Room 5 1001 S. Grand Ave. Santa Ana, California

STEVE SENTMAN, Chair Chief Probation Officer

SANDRA HUTCHENS Sheriff-Coroner

TONY RACKAUCKAS

District Attorney

MARY HALE

Health Care Agency

FRANK OSPINOPublic Defender

KEVIN RANEY

Chief of Police, Garden Grove

ATTENDANCE: Members Hale, Hutchens, Rackauckas, Raney, Sentman and Wilkinson (Alternate for Ospino)

EXCUSED: Member Ospino

COUNTY COUNSEL: Wendy Phillips, Deputy

CLERK OF THE PARTNERSHIP: Jamie Ross & Dora Guillen, Deputy Clerks

ADMINISTRATIVE MATTERS: (Items 1 - 7)

1. Welcome and Introductions

PRESENTED

2. Discussion and approval to modify the Memorandum of Understanding between the County of Orange and municipal law enforcement to allow any remaining balance at the end of each fiscal year to carry over to the following fiscal year

4213567 X N

APPROVED AS RECOMMENDED

- 3. Discussion of AB109 Public Safety Realignment Update **DISCUSSED**
- 4. Discussion and approval of AB109 growth monies

4512367 <u>APPROVED AS RECOMMENDED</u>

SUMMARY ACTION MINUTES

5. Discussion and approval of use of Community Corrections Partnership funds for the Public Safety Realignment Conference to be held 10/24/13 - 10/25/13, in Sacramento

2134567 x APPROVED TO SEND AN EXECUTIVE MEMBER OR DESIGNEE TO CONFERENCE ON PUBLIC SAFETY REALIGNMENT

- 6. Discussion and approval of canceling or rescheduling 10/24/13, 11/28/13 and 12/26/13 Regular Meetings
 6213457

 x

 APPROVED CANCELLATION OF 10/24/13 AND 11/28/13, REGULAR MEETINGS;

 APPROVED TO RESCHEDULE DECEMBER MEETING TO THURSDAY, 12/19/13, 2:00

 P.M.
- 7. Realignment Updates:
 - Probation
 - Sheriff
 - District Attorney
 - Public Defender
 - Courts
 - Health Care/Mental Health
 - Local Law Enforcement
 - Board of Supervisors
 - Social Services
 - OC Community Resources
 - OC Department of Education
 - Community-Based Organization (Representative)
 - CSP (Victims Representative)

DISCUSSED; SUPERVISOR SPITZER SUGGESTED OCCCP EXECUTIVE
COMMITTEE, AT NEXT MEETING, DISCUSS HOW ORANGE COUNTY IS GOING TO
APPROACH SITUATION OF STATE TAKING FUNDS AND/OR NOT PROVIDING
ENOUGH FUNDS FOR PROGRAMS THAT ARE TRANSFERRED TO COUNTY

PUBLIC & PARTNERSHIP COMMENTS:

PUBLIC COMMENTS: None

PARTNERSHIP COMMENTS: None

ADJOURNED: 3:18 P.M.

SUMMARY ACTION MINUTES

*** KEY ***

Left Margin Notes

A = Abstained

1 Mary Hale

2 Sandra Hutchens	X = Excused
3 Frank Ospino	N = No
4 Tony Rackauckas	P.O. = Partnership Order
5 Kevin Raney	
6 Steve Sentman	
7 Jean Wilkinson	
1st number = Moved by; 2nd number = Seconded by)	
	/s/
	STEVE SENTMAN
	Chair
/s/	
Iamie Ross, Deputy	
_ · · · · · · · · · · · · · · · · · · ·	
Clerk of the Partnership	

FY 13-14 Proposed AB 109 Allocation



Item #2: Attachment A

The Proposed State Budget includes approximately \$66,723,523 in AB109 funding for Orange County (\$998,900,000 total Statewide allocation times OC share of 6.6797%)

			•		OPTION A		OPTION B		OPTION C	
Department	FY 11-12 Allocation	%	FY 12-13 Allocation	%	FY 13-14 Proposed Allocation	%	FY 13-14 Proposed Allocation	%	FY 13-14 Proposed Allocation	%
Sheriff (In-Custody)	11,083,628	48%	27,040,078	48%	32,608,876	49%	32,608,876	49%	32,608,876	49%
Probation	6,692,733	29%	14,346,340	25%	17,300,913	26%	17,300,913	26%	17,300,913	26%
HCA (In-Custody)	2,532,623	11%	6,178,691	11%	7,451,168	11%	7,451,168	11%	7,451,168	11%
HCA (Post-Custody)	2,077,055	9%	5,067,270	9%	6,110,854	9%	6,110,854	9%	6,110,854	9%
Local Law Enforcement [3%]	692,354	3%			2,001,712	3%	565,048	1%		0%
Local Law Enforcement (New) [2%]			1,028,798	2%						
Local Law Enforcement (Carryover) [1%]			660,292	1%						
Total	23,078,393	100%	53,661,177	95%	65,473,523	98%	64,036,859	96%	63,471,811	95%
	E	Balance	2,641,821	5%	1,250,000	2%	2,686,664	4%	3,251,712	5%
Balance Allocation (Allocation of the balanted HCA (Risk Pool/Stop Gap Insurance) Sheriff (In-Custody Costs) District Attorney (Realignment Services) Public Defender (Realignment Services)	nce is considered one-til	me)	1,300,000 841,821 250,000 250,000		250,000 - 500,000 500,000		250,000 936,664 750,000 750,000		250,000 1,001,712 1,000,000 1,000,000	
	Total Balance All	ocation	2,641,821		1,250,000		2,686,664		3,251,712	
	Total Proposed All	ocation	56,302,998		66,723,523		66,723,523		66,723,523	

	In-Custody Estimated Cost	45,047,570	45,047,570	45,047,570
	In-Custody Allocation	40,060,044	40,996,708	41,061,756
	In-Custody Shortfall	(4,987,526)	(4,050,862)	(3,985,814)
E				
	DA/PD Estimated Cost	2,366,000	2,366,000	2,366,000
	DA/PD Allocation	1,000,000	1,500,000	2,000,000
	DA/PD Shortfall	(1,366,000)	(866,000)	(366,000)
F			4	4
	Total Shortfall	(6,353,526)	(4,916,862)	(4,351,814)

NOTES:

- [1] OPTION A is status quo with 3% allocated to local law enforcement
- [2] OPTION B allocates the difference between the 3% (\$2,001,712) and the \$1,436,664 local law enforcement is to receive from the State
- [3] OPTION C eliminates the allocation to local law enforcement
- [4] Potential growth funding of up to \$5,166,997 to be distributed by the State in September 2013, which may help cover any shortfalls
- [5] In-Custody estimated cost calculated at 920 individuals x 365 days/year x \$134.15 daily bed rate

Item #2: **Attachment B**

			FY 12-13	Variance/			
	FY 12-13	FY 12-13	Year-End	Expenditure to	Funds Available	Allocation of	
Department	Allocation	Revenue	Expenditures	Revenue	for Reallocation	Unspent Funds	Year-End Shortfall
Postrelease Community Supervision (PCS	S)/Local Incarcerati	ion					
Sheriff	27,040,078	27,042,423	44,128,426	(17,086,003)	-	6,314,923	(10,771,080)
Probation	14,346,340	14,346,053	9,346,163	4,999,890	4,999,890	-	N/A
HCA (In-Custody)	6,178,691	6,176,460	9,045,279	(2,868,819)	-	1,741,832	(1,126,987)
HCA (Post-Custody)	5,067,270	5,067,287	3,325,455	1,741,832	1,741,832	-	N/A
Local Law Enforcement [1]	1,730,741	1,732,292	1,314,648	417,644	417,644	-	N/A
Total PCS/Local Incarceration	54,363,120	54,364,515	67,159,971	(12,795,456)	7,159,366	8,056,755	(11,898,067)
One-time Funds							
Sheriff	841,821	844,548	-	844,548	844,548	N/A	N/A
Health Care Agency (Risk Pool/Stop Gap)	1,300,000	1,300,604	20,000	1,280,604	N/A	N/A	N/A
District Attorney [1]	332,020	329,754	329,754	ı	-	N/A	N/A
Public Defender	250,000	247,734	194,893	52,841	52,841	N/A	N/A
Community Corrections Partnership	200,000	200,000	853	199,147	N/A	N/A	N/A
Total One-time Funds	2,923,841	2,922,640	545,500	2,377,140	897,389	N/A	N/A
Subtotal Allocations/Expenditures	57,286,961	57,287,155	67,705,471	(10,418,316)	8,056,755	8,056,755	(11,898,067)
District Attorney/Public Defender PCS Re	oresentation [1]						
District Attorney	851,183	851,183	303,285	547,898	N/A	N/A	N/A
Public Defender	772,680	772,440	351,471	420,969	N/A	N/A	N/A
Total DA/PD PCS	1,623,863	1,623,623	654,756	968,867	N/A	N/A	N/A
Total Allocations/Expenditures	58,910,824	58,910,778	68,360,227	(9,449,449)	8,056,755	8,056,755	(11,898,067)

NOTE:
[1] FY 12-13 Allocation, Revenue and Expenditure amounts include FY 11-12 carryover

Item #4: Attachment A

History of Proposed AB109 Growth Money Allocation to OC

Date	Description	Projected Statewide Growth	Orange County's Projected Growth	% share of growth
Apr-13	CAOAC* 1st Proposed Allocation Methodolgy	77,363,385	7,514,416	9.71%
May-13	May Revise - Based on Original Proposal	45,300,387	4,398,668	9.71%
Aug-13	May Revise - Based on August CAOAC Proposal	45,300,387	3,420,451	7.55%

^{*}County Administrative Officers Association of California

FY 12-13 AB109 Fu	nding Shortfalls			
Agency/Dept	Based on Original CCP Allocation	%	After Reallocation of Unspent Money from Other Agencies/Dept.	%
Sheriff	(17,086,003)	86%	(10,771,080)	91%
HCA (In-Custody)	(2,868,819)	14%	(1,126,987)	9%

Plan to Allocate Growth Money [1]

	Option 1		Option 2	
			After Reallocation of	
	Based on Original		Unspent Money from	
Agency/Dept	CCP Allocation	%	Other Agencies/Dept.	%
Sheriff	2,928,707	86%	3,096,465	91%
HCA (In-Custody)	491,744	14%	323,986	9%

^[1] Allocation to Orange County of \$3,420,451 has not yet been finalized by the CA Dept. of Finance. In the event the dollar amount changes, approved allocation percentages will be utilized.



October 24-25, 2013 Sacramento

SUCCESSFUL OUTCOMES

Integrating Resources for Justice Involved Individuals

The Joint Training Partnership is pleased to present the Third Annual Conference on Public Safety Realignment. This is the only statewide conference which brings together public safety, corrections, justice, policy and offender service agency executives to examine public safety and justice innovations in California counties.

The 2013 conference presents creative, collaborative and proven practices to integrate resources across the justice system – from the initial point of contact, to supervision, to custody, to reentry into the community. It affords Community Corrections Partnerships (CCP) the opportunity to re-think mechanisms for integrating resources to produce maximum public safety benefits for communities, taxpayers, victims and justice involved populations. Concrete strategies and tactics proven to work within California and nationally will be presented.

Designed for Executives of Community Corrections Partnership Agencies

County Supervisors, Chief Probation Officer, Sheriff, District Attorney, Public Defender, Judges, County Administrative Officer, Police Chiefs, Human Services Agency Directors and all members of the Community Corrections Partnership.

Open to the public

SPACE IS LIMITED * REGISTRATION REQUIRED

Priority seating given to members of Community Corrections Partnership teams







A limited number of \$95/night rooms are available at the Hyatt Regency Sacramento. Visit https://resweb.passkey.com/go/2013SAC3 for reservations.



Thursday October 24 and Friday, October 25, 2013

SACRAMENTO MEMORIAL AUDITORIUM

Educational sessions run from 10:00 AM Thursday through noon on Friday, including a networking reception on Thursday late afternoon.

Registration Information

Registration Fees

Individual \$100/p CCP Teams* \$75/p Registration at door \$125/p

Includes materials, lunch, reception, continental breakfast, and credits

To register please visit:

http://www.cvent.com/d/44qn2s

*Discount registration available only to three or more CCP members registered together by the county CCP Chair.

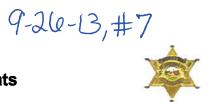
REGISTRATION DEADLINE

Friday, October 18, 2013

Registrations are transferable, however no refunds after October 18, 2013



Orange County Probation Department Steven J. Sentman, Chief Probation Officer AB109 Realignment Monthly Stats



August, 2013

PostRelease Commu	nity Supervision (PCS)
August, 2013	Cumulative (from October 1, 2011)
Releases from Prison 71 (Based on CDCR's projected release dates and are subject to change. Cumulative numbers reflect the most current release date information.)	3173
Flash Incarceration*	41.3%
Revocations*	34.8%
Warrants* (* Individuals + Cumulative Releases from Prison)	36.2%
Status of PCS Releases as of August 31, 2013	1
Actively Supervised (PCS) On Active Warrant Discharges Pursuant to 3456(a)(3) Other Discharges/Transfers Total	1705 414 (includes 206 ICE warrants) 624 430 3173
Profile - All PCS Releases	1
Average Age Gender	37.58
Male Female Ethnicity	89% 11%
Hispanic White Black	41% 44% 7%
Asian Other/Unk Controlling Offense Category	5% 2%
Person Property Drug Weapons Other/Unk	8% 35% 43% 5% 10%
Mandatory Sup	
August, 2013	Cumulative (from October 1, 2011)
Total MS Convictions 69 (A count of total convictions, not individuals)	1897
Individuals with	MS Convictions
Actively Supervised (Released from Jail)	704
Sentenced, but still in custody	371
On Active Warrant as of August 31, 2013	176
MS Case Terminated/Expired/Other Total 62	<u>303</u> 1554



Judicial Council of California ADMINISTRATIVE OFFICE OF THE COURTS

455 Golden Gate Avenue • San Francisco, California 94102-3688 Telephone 415-865-4200 • Fax 415-865-4205 • TDD 415-865-4272

TANI G. CANTIL-SAKAUYE Chief Justice of California Chair of the Judicial Council STEVEN JAHR Administrative Director of the Courts

August 26, 2013

Hon. Mark Leno Chair, Joint Legislative Budget Committee California State Senate State Capitol, Room 5100 Sacramento, California 95814

Ms. Ana J. Matosantos Director California Department of Finance 915 L Street Sacramento, California 95814

Mr. Jeffrey A. Beard Chairperson Board of State and Community Corrections 600 Bercut Drive Sacramento, California 95811

<u>Criminal Justice Realignment: Court Realignment Data—First Quarter 2013</u>, as required under Penal Code section 13155

Dear Senator Leno, Ms. Matosantos, and Mr. Beard:

Attached is the Administrative Office of the Courts report on implementation of the 2011 Criminal Justice Realignment Act, as required under Penal Code section 13155. This first annual report includes statistics from the first quarter of 2013 for each county regarding the dispositions of felonies at sentencing and petitions to revoke probation, postrelease community supervision, and mandatory supervision.

Hon. Mark Leno Ms. Ana J. Matosantos Mr. Jeffrey A. Beard August 26, 2013 Page 2

If you have any questions related to this report, please contact Shelley Curran, Senior Manager, at 415-865-4013 or shelley.curran@jud.ca.gov.

Sincerely,

Steven Jahr

Administrative Director of the Courts

SJ/SC/bjw

Attachment

cc: Members of the Judicial Council

Hon. Nancy Skinner, Vice Chair, Joint Legislative Budget Committee

Diane F. Boyer-Vine, Legislative Counsel

Gregory P. Schmidt, Secretary of the Senate

E. Dotson Wilson, Chief Clerk of the Assembly

Peggy Collins, Principal Consultant, Joint Legislative Budget Committee

Diane Cummins, Special Advisor, California Department of Finance

Audrey Bazos, Analyst, California Department of Finance

Kia Cha, Analyst, California Department of Finance

Curtis J. Hill, Executive Officer, Board of State and Community Corrections (BSCC)

Scott Frizzie, Chief Deputy Director, BSCC

Jody Patel, Administrative office of the Courts (AOC) Chief of Staff

Curtis L. Child, AOC Chief Operating Officer

Curt Soderlund, AOC Chief Administrative Officer

Cory Jasperson, Director, AOC Office of Governmental Affairs

Shelley Curran, Senior Manager, AOC Criminal Justice Court Services Office



455 Golden Gate Avenue • San Francisco, California 94102-3688 Telephone 415-865-4200 • Fax 415-865-4205 • TDD 415-865-4272

TANI CANTIL-SAKAUYE Chief Justice of California Chair of the Judicial Council STEVEN JAHR
Administrative Director of the Courts

Report Summary

Report title: Court Realignment Data—First Quarter 2013

Statutory citation: Stats. 2012, ch. 41, § 83 Code section: Penal Code section 13155

Date of report: August 23, 2013

The Administrative Office of the Courts has submitted a report to the Legislature in accordance with Penal Code section 13155.

The following summary of the report is provided under the requirements of Government Code section 9795.

Attached is the first report of court data regarding the implementation of the 2011 Criminal Justice Realignment Act. Under Penal Code section 13155, effective January 1, 2013, the Administrative Office of the Courts must collect information from trial courts regarding the implementation of the 2011 Criminal Justice Realignment Act and submit the data to the California Department of Finance, the Board of State and Community Corrections, and the Joint Legislative Budget Committee on September 1, 2013, and annually thereafter.

The full report can be accessed here: http://www.courts.ca.gov/7466.htm.

A printed copy of the report may be obtained by calling 415-865-8994.

Judicial Council Members

As of July 9, 2013

Hon. Tani G. Cantil-Sakauye

Chief Justice of California and Chair of the Judicial Council

Hon. Judith Ashmann-Gerst

Associate Justice of the Court of Appeal Second Appellate District, Division Two

Hon. Stephen H. Baker

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Associate Justice of the Supreme Court

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Member of the California State Assembly

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Ms. Angela J. Davis

Assistant United States Attorney for the Central District of California

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Judge of the Superior Court of California, County of Sacramento

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Judge of the Superior Court of California, County of Los Angeles Hon. Sherrill A. Ellsworth

Presiding Judge of the Superior Court of California, County of Riverside

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Member of the California State Senate

Mr. James P. Fox

Attorney at Law (Retired)
California State Bar Association

Hon. James E. Herman

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Associate Justice of the Court of Appeal Third Appellate District

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Judge of the Superior Court of California, County of San Francisco

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Assistant Presiding Judge of the Superior Court of California, County of Plumas

Ms. Edith R. Matthai

Attorney at Law Robie & Matthai

Judicial Council Members

As of July 9, 2013

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Attorney at Law Robinson Calcagnie Robinson Shapiro Davis, Inc.

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Judge of the Superior Court of California, County of San Diego

Ms. Mary Beth Todd

Court Executive Officer Superior Court of California, County of Sutter

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Assistant Presiding Judge of the Superior Court of California, County of Placer

Mr. David H. Yamasaki

Court Executive Officer Superior Court of California, County of Santa Clara

ADMINISTRATIVE OFFICE OF THE COURTS

Hon. Steven Jahr

Administrative Director of the Courts and Secretary of the Judicial Council

Author Title Page

JUDICIAL COUNCIL OF CALIFORNIA ADMINISTRATIVE OFFICE OF THE COURTS

Hon. Tani G. Cantil-Sakauye

Chief Justice of California and Chair of the Judicial Council

Hon. Steven Jahr

Administrative Director of the Courts

Mr. Curtis L. Child

Chief Operating Officer

JUDICIAL AND COURT OPERATIONS SERVICES DIVISION

CRIMINAL JUSTICE COURT SERVICES OFFICE

Ms. Shelley Curran

Senior Manager

Ms. Arley Lindberg

Research Analyst Primary Author of Report

Administrative Office of the Courts, Criminal Justice Court Services Office Court Realignment Data—Quarter 1, 2013

This report fulfills the requirement under Penal Code section 13155 that the Administrative Office of the Courts (AOC) submit data regarding the implementation of the 2011 Criminal Justice Realignment Act to the California Department of Finance (DOF), the Board of State and Community Corrections (BSCC), and the Joint Legislative Budget Committee.

The report includes data for quarter 1 of 2013. All 58 courts submitted data, and 49 courts were able to report at least 71 percent of data points. The response rates for each data point were reasonably high, ranging from 81 percent (47 counties able to report on this data point) to 100 percent. Many of the courts that were unable to report on a number of data points have confirmed that they will be able report these data by quarter three of 2013.

This is the first time courts have submitted realignment data under Penal Code section 13155. To meet this data reporting requirement, many courts made changes to their case management systems and trained staff on changes in data entry and reporting. AOC staff conduct quality assurance checks to examine the accuracy and reliability of the data collected. Data were revised in many cases as a result of these checks.

All data points refer to felony filings or cases. The unit of count in the data points below is a filing, a warrant, or a case (not an individual). The data presented in the tables below may be amended in subsequent reports as data definitions are further refined. Furthermore, courts may amend previously reported data in the event of initial data reporting errors. Because some courts were unable to provide all data points and data will likely be amended, the AOC cautions against drawing statewide conclusions based on this report.

¹ Quarters two through four of 2013 and quarter 1 of 2014 will be included in the next report due September 1, 2014. To provide adequate time to complete data quality assurances, each report will contain data collected at least four months before the report due date.

² "NR" (not reported) was used in the data tables to indicate when data were unavailable.

Table 1 displays:

- The number of new felony filings. A felony filing is the beginning of a case by the court's acceptance of the formal submission of a complaint or other document charging a defendant with a felony offense, or a transfer in from another jurisdiction.
- The number of presentence warrants issued for failures to appear (FTA).

Table 1: Presentencing					
Court	Felony filings (n=58)	Warrants issued for FTA (n=51)			
Alameda	1,915	340			
Alpine	0	0			
Amador	99	NR			
Butte	568	274			
Calaveras	89	9			
Colusa	89	11			
Contra Costa	904	143			
Del Norte	119	56			
El Dorado	253	56			
Fresno	2,650	2,453			
Glenn	45	27			
Humboldt	519	150			
Imperial	523	77			
Inyo	45	13			
Kern	2,691	329			
Kings	400	NR			
Lake	210	42			
Lassen	90	13			
Los Angeles	13,713	625			
Madera	471	244			
Marin	218	12			
Mariposa	64	0			
Mendocino	239	35			
Merced	668	84			
Modoc	24	7			
Mono	47	2			
Monterey	792	170			
Napa	286	59			
Nevada	172	NR			
Orange	4,438	274			
Placer	696	1,347			
Plumas	45	10			
Riverside	5,449	677			
Sacramento	2,209	NR			
San Benito	74	37			
San Bernardino	4,734	228			
San Diego	4,370	563			
San Francisco	1,129	NR			

Attachment A

San Joaquin	1,096	NR
San Luis Obispo	593	84
San Mateo	842	28
Santa Barbara	785	163
Santa Clara	2,082	3,341
Santa Cruz	470	8
Shasta	966	863
Sierra	3	4
Siskiyou	140	NR
Solano	840	227
Sonoma	649	111
Stanislaus	1,616	735
Sutter	354	84
Tehama	186	29
Trinity	64	22
Tulare	1,139	200
Tuolumne	188	49
Ventura	1,023	263
Yolo	292	29
Yuba	196	39

Table 2 displays:

The number of cases in which, at initial sentencing, a defendant is sentenced to prison, felony probation, jail (straight sentence) under Penal Code section 1170(h)(5)(A), or jail (split sentence) under Penal Code section 1170(h)(5)(B).

Table 2: Initial Sentencing						
Court	Prison (n=53)	Probation (n=51)	Jail—straight sentence (n=55)	Jail—split sentence (n=54)		
Alameda	162	628	32	5		
Alpine	0	3	0	0		
Amador	16	36	8	NR		
Butte	88	172	49	6		
Calaveras	4	11	1	1		
Colusa	4	10	3	0		
Contra Costa	85	286	5	51		
Del Norte	5	12	16	22		
El Dorado	27	83	4	9		
Fresno	439	872	158	168		
Glenn	18	17	9	0		
Humboldt	21	125	6	23		
Imperial	67	146	27	101		
Inyo	5	8	3	2		
Kern	369	180	403	225		
Kings	NR	NR	NR	NR		
Lake	21	47	15	1		
Lassen	23	15	5	0		
Los Angeles	2,977	6,173	1,861	60		
Madera	66	119	24	18		
Marin	10	60	3	1		
Mariposa	5	41	0	5		
Mendocino	41	73	18	2		
Merced	125	291	13	23		
Modoc	4	7	0	0		
Mono	1	NR	9	3		
Monterey	118	372	53	4		
Napa	28	88	2	17		
Nevada	NR	NR	NR	NR		
Orange	624	2,021	144	230		
Placer	52	178	43	1		
Plumas	3	24	3	35		
Riverside	928	1,661	155	484		
Sacramento	NR	NR	82	34		
San Benito	8	32	0	12		
San Bernardino	945	1,564	1,178	237		
San Diego	634	2,399	213	127		
San Francisco	NR	NR	NR	NR		
San Joaquin	263	NR	20	69		

Attachment A

San Luis Obispo	83	237	34	12
San Mateo	99	440	62	54
Santa Barbara	100	427	12	30
Santa Clara	241	941	128	68
Santa Cruz	21	325	11	7
Shasta	118	143	18	59
Sierra	0	0	0	0
Siskiyou	7	33	2	4
Solano	112	237	68	26
Sonoma	78	215	3	40
Stanislaus	219	915	38	147
Sutter	40	93	13	8
Tehama	NR	NR	16	0
Trinity	4	35	1	0
Tulare	127	404	34	31
Tuolumne	20	98	0	9
Ventura	196	468	69	42
Yolo	62	163	54	30
Yuba	62	48	8	8

Table 3 displays:

- The number of petitions filed or court motions made to revoke or modify felony probation.
- The number of cases in which, as a result of a violation, a felony probationer is sentenced to prison, jail (straight sentence) under Penal Code section 1170(h)(5)(A), or jail (split sentence) under Penal Code section 1170(h)(5)(B).

Table 3: Felony Probation					
Court	Petitions to revoke or modify probation (n=48)	Probation cases sentenced to prison (n=52)	Probation cases sentenced to jail— straight sentence (n=52)	Probation cases sentenced to jail— split sentence (n=49)	
Alameda	1,672	42	66	2	
Alpine	NR	0	0	0	
Amador	NR	6	1	NR	
Butte	14	28	64	3	
Calaveras	29	0	0	0	
Colusa	16	1	0	0	
Contra Costa	446	7	0	9	
Del Norte	23	21	3	14	
El Dorado	119	10	7	0	
Fresno	706	115	81	35	
Glenn	27	6	5	5	
Humboldt	180	11	5	12	
Imperial	0	22	15	0	
Inyo	3	0	0	0	
Kern	54	82	132	58	
Kings	NR	NR	NR	NR	
Lake	0	2	11	0	
Lassen	18	1	4	0	
Los Angeles	NR	NR	995	80	
Madera	206	7			
Marin	166	0	2	1	
Mariposa	30 0 0		0		
Mendocino	127	14	7	0	
Merced	497	40	24	4	
Modoc	12	0	1	0	
Mono	NR	0	5	2	
Monterey	551			5	
Napa	183	6	3	2	
Nevada	NR	NR	NR	NR	
Orange	1,747	101	310	17	
Placer	575	7	NR	NR	
Plumas	29	2	2	NR	
Riverside	2,115	59	79	190	
Sacramento	NR	NR	6	2	
San Benito	3	2	2	3	
San Bernardino	202	1	260	62	
San Diego	NR	170	240	30	

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San Francisco	516	NR	NR	NR
San Joaquin	268	NR	NR	NR
San Luis Obispo	582	35	57	2
San Mateo	205	30	39	10
Santa Barbara	751	27	13	17
Santa Clara	NR	72	121	7
Santa Cruz	0	8	0	0
Shasta	366	15	8	30
Sierra	4	0	0	0
Siskiyou	NR	2	NR	NR
Solano	89	31	68	26
Sonoma	466	0	10	19
Stanislaus	394	3	0	0
Sutter	25	13	17	0
Tehama	97	0	2	0
Trinity	16	0	1	0
Tulare	538	34	27	NR
Tuolumne	103	0	0	0
Ventura	3,559	53	55	18
Yolo	194	9	36	14
Yuba	58	21	4	1

Table 4 displays:

- The number of petitions filed or court motions made to revoke or modify mandatory supervision.
- The number of calendar events set on petitions or court motions to revoke or modify mandatory supervision. A *calendar event* is defined as a court proceeding set in the course of a criminal matter.
- The number of evidentiary hearings held on petitions to revoke or modify mandatory supervision. An *evidentiary hearing* is defined as a hearing where one or more parties or counsel appear and oral arguments, presentations relevant to proceedings, witness testimony, and/or documents or tangible documents are submitted to the court. Evidentiary hearings are included in the total number of calendar events.
- The number of cases in which, as a result of a violation, a person on mandatory supervision has the supervision term revoked and terminated.

Table 4: Mandatory Supervision					
Court	Petitions to revoke or modify mandatory supervision (n=51)	Calendar events set on petitions to revoke or modify mandatory supervision (n=48)	Evidentiary hearings held on petitions to revoke or modify mandatory supervision (n=47)	Mandatory supervision cases revoked and terminated (n=48)	
Alameda	1	12	NR	2	
Alpine	0	0	0	0	
Amador	1	NR	NR	NR	
Butte	4	5	0	0	
Calaveras	2	0	0	0	
Colusa	0	0	0	0	
Contra Costa	23 NR NR		0		
Del Norte	2	5	1	0	
El Dorado	6	34	0	1	
Fresno	253	151	4	17	
Glenn	2	2	2	0	
Humboldt	56	216	143	9	
Imperial	0	0	0	0	
Inyo	1	4	0	0	
Kern	15	213	0	12	
Kings	NR	NR	NR	NR	
Lake	0	0	0	0	
Lassen	0	0	0	0	
Los Angeles	NR	NR	NR	NR	
Madera	16	95	88	16	
Marin	1	4	0	0	
Mariposa	3	1	0	3	
Mendocino	1	3	0	0	
Merced	38	91	23	27	
Modoc	0	NR	0	0	
Mono	1	4	1	1	
Monterey	3	4	3	0	
Napa	6	3	2	2	
Nevada	NR	NR	NR	NR	
Orange	131	691	NR	43	

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Placer	0	0	0	0	
Plumas	NR	NR	NR	NR	
Riverside	236	299	0	395	
Sacramento	NR	NR	0	NR	
San Benito	3	14	14	4	
San Bernardino	48	23	1	55	
San Diego	48	267	28	26	
San Francisco	NR	NR	NR	NR	
San Joaquin	34	35	1	NR	
San Luis Obispo	1	1	0	2	
San Mateo	8	14	1	10	
Santa Barbara	50	102	80	1	
Santa Clara	37	135	58	8	
Santa Cruz	8	13	6	0	
Shasta	28	250	0	1	
Sierra	0	0	0	0	
Siskiyou	1	4	4	NR	
Solano	0	8	7	0	
Sonoma	11	105	2	5	
Stanislaus	67	69	NR	0	
Sutter	0	1	0	1	
Tehama	NR	NR	NR	NR	
Trinity	0	0	0	0	
Tulare	16	122	94	19	
Tuolumne	6	24	24	0	
Ventura	62	146	0	1	
Yolo	15	30	3	3	
Yuba	6	6	0	2	

Table 5 displays:

- The number of petitions filed or court motions made to revoke or modify postrelease community supervision (PRCS).
- The number of ex parte warrants issued for persons on PRCS.
- The number of calendar events set on petitions or court motions to revoke or modify PRCS. A *calendar event* is defined as a court proceeding set in the course of a criminal matter.
- The number of evidentiary hearings held on petitions to revoke or modify PRCS. An *evidentiary hearing* is defined as a hearing where one or more parties or counsel appear and oral arguments, presentations relevant to proceedings, witness testimony, and/or documents or tangible documents are submitted to the court. Evidentiary hearings are included in the total number of calendar events.
- The number of cases in which, as a result of a violation, a person on PRCS has the supervision term revoked and terminated.
- The number of cases in which, as a result of a violation, a person on PRCS has the supervision term revoked and reinstated, regardless of whether supervision terms were modified.

Table 5: Postrelease Community Supervision (PRCS)						
Court	Petitions to revoke or modify PRCS (n=57)	Ex-parte warrants issued (n=54)	Calendar events set on petitions to revoke or /modify PRCS (n=54)	Evidentiary hearings held on petitions to revoke or modify PRCS (n=51)	PRCS cases revoked and terminated (n=47)	PRCS cases revoked and reinstated (n=49)
Alameda	308	62	347	NR	2	74
Alpine	1	0	1	1	0	0
Amador	4	1	12	0	NR	4
Butte	49	39	71	1	1	28
Calaveras	7	1	11	4	0	0
Colusa	5	0	30	0	0	1
Contra Costa	0	29	NR	NR	0	0
Del Norte	4	1	3	0	0	3
El Dorado	13	8	9	0	1	6
Fresno	367	213	478	20	62	NR
Glenn	2	0	2	2	1	2
Humboldt	58	0	271	169	8	50
Imperial	6	0	58	45	0	3
Inyo	0	0	0	0	0	0
Kern	468	0	558	1	23	407
Kings	39	26	19	NR	NR	NR
Lake	12	0	42	28	1	3
Lassen	4	2	45	7	0	7
Los Angeles	2,125	1,714	4,755	3	NR	NR
Madera	56	0	229	203	0	35
Marin	6	0	15	0	0	1
Mariposa	3	1	4	0	1	5
Mendocino	14	4	62	0	0	9
Merced	77	23	313	146	1	53
Modoc	0	0	2	2	0	0
Mono	0	0	0	0	0	0

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	~-		4.40	4.0	1.0	1 -
Monterey	27	50	149	10	13	9
Napa	4	NR	15	13	0	4
Nevada	NR	NR	NR	NR	NR	NR
Orange	395	244	1,079	NR	51	331
Placer	26	25	140	6	NR	26
Plumas	1	NR	11	7	1	1
Riverside	408	416	223	223	408	407
Sacramento	48	247	NR	0	NR	NR
San Benito	18	0	39	16	0	10
San Bernardino	512	234	384	0	66	740
San Diego	206	0	212	2	NR	192
San Francisco	65	NR	NR	NR	NR	NR
San Joaquin	170	149	196	1	NR	NR
San Luis Obispo	36	23	56	0	5	31
San Mateo	15	39	64	0	5	16
Santa Barbara	34	61	74	46	0	8
Santa Clara	169	152	439	188	24	108
Santa Cruz	28	14	82	0	0	4
Shasta	69	25	370	0	4	24
Sierra	0	0	0	0	0	0
Siskiyou	19	13	43	27	NR	12
Solano	82	37	55	14	20	42
Sonoma	64	61	151	1	1	65
Stanislaus	133	106	239	NR	1	NR
Sutter	0	0	0	0	0	NR
Tehama	15	6	26	0	0	5
Trinity	1	0	18	7	0	1
Tulare	80	31	408	244	23	64
Tuolumne	6	0	20	20	0	4
Ventura	7	80	161	2	53	86
Yolo	55	8	105	4	NR	29
Yuba	6	23	24	1	3	2

Table 6 displays:

• The number of cases in which a person is referred to a reentry court on a PRCS violation.³

Table 6: Reentry Courts			
Court	PRCS cases referred to		
Court	reentry court (n=3)		
Alameda	NR		
Los Angeles	0		
San Diego	0		
San Francisco	NR		
San Joaquin	NR		
Santa Clara	12		

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³ Six reentry courts are currently operating in California. Under Penal Code section 3455(a)(3), a person on PRCS who has violated the terms of supervision may be referred to a reentry court, under Penal Code section 3015, or other evidence-based program in the court's discretion.

FINAL (4/19/13) Realignment Data Points – FELONIES ONLY

PRE-SENTENCING

- 1. Number of **new** felony case filings
 - A felony filing is defined as the beginning of a case by the court's acceptance of the formal submission of a complaint or other document charging a defendant with a felony offense, or a transfer-in from another jurisdiction. Other documents, such as motions, are not counted as filings for caseload inventory purposes.
- Each defendant named in the complaint is reported as one case filing.
- Do not count a filing for defendants who are discharged prior to the filing of a complaint.
- Do not count filings for Habeas Corpus.
- Do not include violations of Post Release Community Supervision (PRCS) or parole in this count.
- 2. Number of pre-sentence warrants issued for Failures to Appear (FTA)

INITIAL SENTENCING

- 3. Number of cases in which a defendant is sentenced to state prison at initial sentencing Do not include cases in which a defendant is sentenced to state prison on a violation of felony probation. These cases are counted in data point #8.
- 4. Number of cases in which a defendant is granted felony probation pursuant to PC 1203.1 at initial sentencing
 - Report all cases in which the defendant is placed on traditional felony probation at initial sentencing.
- 5. Number of cases in which a defendant is given a straight county jail sentence pursuant to PC 1170(h)(5)(A) at initial sentencing Report all cases in which the defendant is sentenced under PC 1170(h)(5)(A) at initial sentencing.
- 6. Number of cases in which a defendant is given a "split" sentence pursuant to PC 1170(h)(5)(B) at initial sentencing Report all cases in which the defendant is sentenced under PC 1170(h)(5)(B) at initial sentencing.
 - Include cases in which a defendant is sentenced directly to a term of mandatory supervision without first serving a portion of the sentence in county jail.

VIOLATION/MODIFICATION OF FELONY PROBATION

- 7. Number of petitions filed or court motions made to revoke/modify felony probation *Petition is defined as any filed instrument/document presented to the court that seeks revocation or modification of a defendant's supervision status. This data element should also include cases where the court on its own motion seeks to modify or revoke supervision.*
- 8. Number of cases in which a felony probationer is sentenced to state prison for a violation of probation
 - This is a count of all cases in which the defendant is placed on probation and after violating probation is sentenced to prison for the probation violation.
- 9. Number of cases in which a felony probationer receives a straight sentence to county jail under PC 1170(h)(5)(A) for a violation of probation

 This is a count of all cases in which the defendant is placed on probation for a PC 1170(h) felony and after violating probation is sentenced to county jail under PC 1170(h)(5)(A) for the probation violation.
- 10. Number of cases in which a felony probationer receives a "split" sentence under PC 1170(h)(5)(B) for a violation of probation

 This is a count of all cases in which the defendant is placed on probation for a PC 1170(h) felony and after violating probation is sentenced under PC 1170(h)(5)(B) for the probation violation.
 - Include cases in which a defendant is sentenced directly to a term of mandatory supervision without first serving a portion of the sentence in county jail.

VIOLATION/MODIFICATION OF MANDATORY SUPERVISION

- 11. Number of petitions filed or court motions made to revoke/modify mandatory supervision *Petition is defined as any filed instrument/document presented to the court that seeks revocation or modification of a defendant's supervision status. This data element should also include cases where the court on its own motion seeks to modify or revoke supervision.*
- 12. Number of calendar events set on petitions or court motions to revoke/modify mandatory supervision
 - A calendar event is defined as a court proceeding set in the course of a criminal matter.
- 13. Number of court evidentiary hearings held on petitions or court motions to revoke/modify mandatory supervision
 - An evidentiary hearing is defined as a hearing where one or more parties or counsel appear and oral arguments, presentations relevant to proceedings, witness testimony, and/or documents or tangible documents are submitted to the court.

- Evidentiary hearings that extend over more than one day are counted as separate hearings for each hearing day.
- Do not report hearings that are not heard at all and are reset at the request of the parties or on the court's motion. Count these instances under 'Number of calendar events' (data point #12).
- 14. Number of cases in which an offender on mandatory supervision has the supervision term revoked and terminated

Report all cases in which mandatory supervision is permanently revoked as a result of a violation.

VIOLATION/MODIFICATION OF POST RELEASE COMMUNITY SUPERVISON

15. Number of petitions filed or court motions made to revoke/modify Post-Release Community Supervision (PRCS)

Petition is defined as any filed instrument/document presented to the court that seeks revocation or modification of a defendant's supervision status. This data element should also include cases where the court on its own motion seeks to modify or revoke supervision.

- 16. Number of ex parte warrants issued for persons on PRCS Requests for these warrants are made by the supervising agency and are typically handled in chambers.
- 17. Number of calendar events set on petitions or court motions to revoke/modify PRCS *A calendar event is defined as a court proceeding set in the course of a criminal matter.*
- 18. Number of court evidentiary hearings held on petitions or court motions to revoke/modify PRCS

An evidentiary hearing is defined as a hearing where one or more parties or counsel appear and oral arguments, presentations relevant to proceedings, witness testimony, and/or documents or tangible documents are submitted to the court.

- Evidentiary hearings that extend over more than one day are counted as separate hearings for each hearing day.
- Do not report hearings that are not heard at all and are reset at the request of the parties or on the court's motion. Count these instances under 'Number of calendar events' (data point #17).
- 19. Number of cases in which an offender on PRCS has the supervision term revoked and terminated
 - Report all cases in which PRCS is permanently revoked as a result of a violation.

20. Number of cases in which an offender on PRCS is referred to a reentry court, pursuant to PC 3015

Report all cases in which an offender is referred to a reentry court, as defined in PC 3015, upon a PRCS violation (see PC 3455(a)(3)).

- 21. Number of cases in which an offender on PRCS has the supervision term revoked and reinstated, excluding cases where the PRCS offender is referred to a reentry court
- If a case is revoked and reinstated more than once in a reporting period, count each instance in which the case is revoked and reinstated.
- *Include cases in which:*
 - ➤ PRCS is revoked and reinstated without modifications to conditions of supervision.
 - > PRCS is revoked and reinstated with modifications to conditions of supervision, including a period of confinement in county jail.

VIOLATION/MODIFICATION OF PAROLE (After July 1, 2013)

- 22. Number of petitions filed or court motions made to revoke/modify parole

 Petition is defined as any filed instrument/document presented to the court that seeks
 revocation or modification of a defendant's supervision status. This data element should also
 include cases where the court on its own motion seeks to modify or revoke supervision.
- 23. Number of ex parte warrants issued for persons on parole Requests for these warrants are made by the supervising agency and are typically handled in chambers.
- 24. Number of calendar events set on petitions or court motions to revoke/modify parole *A calendar event is defined as a court proceeding set in the course of a criminal matter.*
- 25. Number of court evidentiary hearings held on petitions or court motions to revoke/modify parole
 - An evidentiary hearing is defined as a hearing where one or more parties or counsel appear and oral arguments, presentations relevant to proceedings, witness testimony, and/or documents or tangible documents are submitted to the court.
- Evidentiary hearings that extend over more than one day are counted as separate hearings for each hearing day.
- Do not report hearings that are not heard at all and are reset at the request of the parties or on the court's motion. Count these instances under 'Number of calendar events' (data point #24).
- 26. Number of cases in which a parolee has the parole term revoked and is ordered to confinement in county jail

- Report all cases in which parole is revoked as a result of a violation, and the parolee is ordered to confinement in county jail.
- 27. Number of cases in which a parolee is found in violation of law or conditions of parole and is remanded to the custody of the Department of Corrections and Rehabilitation and the jurisdiction of the Board of Parole Hearings for the purpose of future parole consideration *PC 3000.08(h) states:* "Notwithstanding any other provision of law, in any case where Section 3000.1 or paragraph (4) of subdivision (b) of Section 3000 applies to a to a person who is on parole and the court determines that the person has committed a violation of law or violated his or her conditions of parole, the person on parole shall be remanded to the custody of the Department of Corrections and Rehabilitation and the jurisdiction of the Board of Parole Hearings for the purpose of future parole consideration."
- 28. Number of cases in which a parolee is referred to a reentry court, pursuant to PC 3015 Report all cases in which an offender is referred to a reentry court, as defined in PC 3015, upon a parole violation (see PC 3000.08(f)(3)).
- 29. Number of cases in which, after a violation, a parolee is returned to parole supervision with or without sanctions or modifications of parole, excluding cases where the parolee is referred to a reentry court
- *Include cases in which:*
 - ➤ A parolee is returned to parole supervision without modifications to conditions of supervision.
 - ➤ A parolee is returned to parole supervision with modifications to conditions of supervision, including a period of confinement in county jail.