



BLUE RIBBON COMMISSION ON PUBLIC SAFETY

June 29, 2018

TO: Supervisor Sheila Kuehl, Chair
Supervisor Hilda L. Solis
Supervisor Mark Ridley-Thomas
Supervisor Janice Hahn
Supervisor Kathryn Barger

FROM: The Honorable Stephen G. Larson
Chair, Blue Ribbon Commission on Public Safety

Mark Delgado
Executive Director, CCJCC

SUBJECT: Blue Ribbon Commission on Public Safety – June 2018 Update (Item No. 2,
Agenda of August 15, 2017)

On August 15, 2017, your Board approved a [motion](#) by Supervisor Kathryn Barger and Supervisor Janice Hahn to establish a Blue Ribbon Commission on Public Safety (Commission). The Commission was tasked with conducting a robust and in-depth analysis of department-specific strategies, challenges, and opportunities presented by Public Safety Realignment (AB 109), Proposition 47, and Proposition 57.

Your Board directed the Countywide Criminal Justice Coordination Committee (CCJCC) to staff the Commission and the Chief Executive Office, Office of County Counsel, and other County departments to provide additional support needed. Your Board also requested that the Commission provide quarterly progress reports to your Board.

Commission Meetings

The Commission meets on the fourth Wednesday of each month. Since the last update to your Board, the Commission has held five meetings. Below is an overview of the presentations and discussions that have taken place at Commission meetings to provide members with critical information on operations, impacts, opportunities, and challenges related to AB 109, Proposition 47, and Proposition 57 implementation.

- *February 28, 2018*
The February 28th meeting included a presentation by Chief Executive Office staff on the County's [AB 109 budget process and current budget allocation](#). This presentation provided members with background information on funding for realignment implementation and the County process for allocating resources.

- March 28, 2018

The March 28th meeting included a discussion with Assemblymember Jim Cooper on the proposed ballot initiative, “[Reducing Crime and Keeping California Safe Act of 2018](#).” This initiative, which aims to qualify for the November ballot, is related to areas of recent criminal justice reforms that are being reviewed by the Commission pursuant to the establishing Board motion.

This meeting also included an informational presentation/discussion by the District Attorney’s Office on prosecution operations and victims’ rights, including process issues presented by Proposition 57 with respect to victim notification obligations.

- April 25, 2018

The April 25th meeting included a presentation and discussion on Sheriff’s Department [Proposition 47 data reports](#). These data reports are generated monthly by the department to capture data and trends post-Proposition 47 implementation.

- May 23, 2018

The May 23rd meeting included a presentation by California Department of Corrections and Rehabilitation Secretary Scott Kernan on the department’s implementation of Proposition 57 and the impact of recent justice reforms on the prison system.

The meeting also included a [presentation by Californians for Safety and Justice \(CFSJ\)](#) and a presentation by UC Irvine Professor Charis Kubrin on a recent study, “[Proposition 47 and Crime](#).”

- June 27, 2018

The June 27th meeting included a presentation by researchers at the Public Policy Institute of California (PPIC) on two of the organization’s recently released reports: “[The Impact of Proposition 47 on Crime and Recidivism](#)” and “[Realignment and Recidivism in California](#).”

Ad Hoc Subcommittees

Overarching issues that impact multiple areas have been discussed at the full Commission’s meetings. In addition, several ad hoc subcommittees were established at the January 24th meeting, as described below, and are tasked with analyzing specific topics and reporting back to the full Commission with findings and/or recommendations for consideration. The roster for each subcommittee is provided in Attachment I.

Subcommittee on Violent Crimes Statutes

This subcommittee was established to conduct an analysis of violent crimes that may be considered for inclusion under California Constitution Section 32, Article 1. Section 32 was added pursuant to the passage of Proposition 57, establishing that “any person convicted of a non-violent felony offense and sentenced to state prison shall be eligible for parole consideration after completing the full term of his or her primary offense.”

In conjunction with the information discussed at full commission meetings, the subcommittee has reviewed and discussed:

- Applicable California Code of Regulations sections guiding the implementation of Proposition 57 and Penal Code 667.5, outlining the violent crimes currently ineligible for Proposition 57 parole consideration.
- The proposed ballot initiative, “Reducing Crime and Keeping California Safe Act,” which would expand the list of violent crimes considered ineligible for parole consideration under Proposition 57.
- Proposition 57 parole grant statistics, as captured by the District Attorney’s Office.
- Information provided by CDCR on the department’s implementation of Proposition 57, including the nonviolent offender parole criteria and process, as well as the custody credit-earning opportunities for good behavior and participation in approved rehabilitative/educational programs.

At this time, no recommendations to the full Commission related to eligible crimes for Proposition 57 parole eligibility have been developed, but the subcommittee continues to review this material and other pertinent information. In addition, the subcommittee is also gathering information on Proposition 57 process issues and data collection efforts that can support possible recommendations in these areas.

Ad Hoc Subcommittee on Flash Incarceration and Revocation Policies

This subcommittee is tasked with reviewing and developing recommendations for policies related to the effective use of flash incarceration and revocation of individuals on Post-Release Community Supervision (PRCS) pursuant to AB 109.

The subcommittee has reviewed and discussed the flash incarceration and revocation processes for the PRCS population. In addition, Probation has presented on departmental policies pertaining to supervision and linkages to treatment, the use of risks and needs assessments to support effective case planning, and the utilization of sanctions – including flash incarceration and revocation – to respond to violation activity.

The subcommittee has also discussed challenges met by the revocation court process for effectively engaging individuals with services and potential strategies to address those challenges.

To that end, the subcommittee developed two recommendations that were briefed/presented to the Commission at the May 23rd and June 27th meetings:

Recommendation 1 is that the Commission recommend the County explore the establishment of a Custody Liaison Program – with teams comprised of Probation staff, social workers, systems navigators, and/or other partners – to conduct jail in-reach with individuals in custody pursuant to a violation/revocation. Custody liaison teams could connect with individuals while they are in-custody to engage them in their supervision plan and facilitate warm hand-offs to needed services.

Recommendation 2 is that the Commission and County support and advocate for information sharing efforts between the County and CDCR so that Probation may receive background information on any prior parole term of individuals now on PRCS.

While the custody liaison recommendation was presented to the full Commission with the majority support of the subcommittee, it did not receive enough votes at the Commission meeting for approval. Further, as the information sharing recommendation did not receive majority support by the subcommittee, it was not presented for action by the Commission. However, there remains support for these concepts. At the June 27th meeting, the Commission re-referred both matters to the subcommittee for refinement and possible re-submission to the Commission.

Ad Hoc Subcommittee on Model Programs and Best Practices

This subcommittee is tasked with reviewing existing services and recommending model programs and best practices to achieve successful outcomes for the justice involved population.

Several County departments were surveyed to develop an inventory of 1) existing services, 2) gaps/challenges in existing services, and 3) notable programs from other jurisdictions. Information was gathered on existing services related to mental health treatment, substance use disorder treatment, housing, employment, workforce development, in-custody programs, and programs offered through the Office of Diversion and Reentry (ODR), and other related services.

Gaps and challenges that were identified in the inventory are being compared with recommended programs to determine if any service needs can be met by implementing programs that have been successful in other jurisdictions. Subcommittee members will be asked to make any recommendations that are deemed appropriate for consideration by the full Commission.

Ad Hoc Subcommittee on Very High Risk AB 109 Supervised Persons and Ad Hoc Subcommittee on the Analysis of Misdemeanants Under Proposition 47

The first subcommittee is tasked with reviewing PRCS cases with very high risk individuals, identifying supervision successes and challenges, and providing recommendations to improve treatment outcomes and enhance public safety.

The second subcommittee is tasked with conducting an analysis of 100 misdemeanants under Proposition 47 with the highest recidivism rates and providing recommendations to improve rehabilitative service impacts and accountability.

The analysis and work by both of these subcommittees is being done in parallel fashion. Both subcommittees, with the support of the County's Chief Information Office and the Information Systems Advisory Board (ISAB), have initiated a two-pronged analysis of each population. The analyses will include 1) a service use profile analysis, capturing the frequency and types of service contacts individuals have with health agency departments and other county departments, and 2) a recidivism analysis, capturing specified returns to custody within a three-year tracking period.

The Probation Department and Sheriff's Department have extracted the necessary data files to support the effort and data matching processes. It is anticipated that the data matching effort can identify treatment and justice trends with the specified populations and help inform future research. Presentation of the data and any accompanying recommendations to the full Commission is targeted for the August Commission meeting following further subcommittee discussions.

Next Steps

The Commission, through its monthly meetings and ad hoc subcommittees, continues to review and discuss pertinent material with the aim of identifying findings and generating recommendations to your Board. The Commission will also continue to consult County departments and other stakeholders for additional information that can inform its work and the work of its ad hoc subcommittees.

As previously reported, CCJCC established a webpage to support the Commission and share information among members and with the public. All meeting agendas, presentations, and other material reviewed by the Commission can be accessed through the website at: <http://ccjcc.lacounty.gov/Blue-Ribbon-Commission>.

If you have any questions or need additional information, please contact Mark Delgado, Executive Director of CCJCC, at (213) 974-8399 or via email at mdelgado@ccjcc.lacounty.gov.

Attachment

c: Board of Supervisors Executive Office
Chief Executive Office
County Counsel

**Blue Ribbon Commission on Public Safety
Ad Hoc Subcommittees and Composition**

Analysis of Violent Crimes Statutes	Flash Incarceration and Revocation Policies	Study of "Very High Risk" AB 109 Supervised Persons	Analysis of 100 Misdemeanants Under Prop. 47	Model Programs and Best Practices
Justin Eisenberg	Erika Anzoategui	Jenny Brown	Erika Anzoategui	Erika Anzoategui
Peter Espinoza	Jenny Brown	Stephen Johnson	Peter Bibring	Peter Bibring
Joshua Green	Kellyjean Chun	Terri McDonald	Mike Davitt	Peter Espinoza
Mark Holscher	Bob Guthrie	Jamie Kyle	Peter Espinoza	Barbara Ferrer
Stephen Johnson	Stephen Johnson		Stephen Johnson	Josh Green
Brian Moriguchi	Reaver Bingham (on behalf of Terri McDonald)		Terri McDonald	Cherylynn Hoff
Robert Sass	Jose Osuna		Brian Moriguchi	Brian Hurley
Brendon Woods	John Raphling		Robert Sass	Stephen Johnson
			Brendon Woods	Reaver Bingham (on behalf of Terri McDonald)
				Priscilla Ocen
				Jose Osuna
				John Raphling
				Troy Vaughan