

COUNTYWIDE CRIMINAL JUSTICE COORDINATION COMMITTEE

MINUTES OF THE March 18, 2015 MEETING

Kenneth Hahn Hall of Administration

500 West Temple Street, Room 739

Los Angeles, California 90012

MEMBERS AND ALTERNATES PRESENT

Chair: Michael Antonovich, Mayor, County of Los Angeles

Jackie Lacey, District Attorney and Vice Chair of CCJCC

*Reaver Bingham for Jerry Powers, County Chief Probation Officer

*Henry Bouchot for Eric Garcetti, Mayor, City of Los Angeles

Ronald Brown, County Public Defender

Daniel Calleros, President, Southeast Police Chiefs Association

*Patricia Carbajal for Sachi Hamai, Interim County Chief Executive Officer

*Robert Cha for Mike Feuer, Los Angeles City Attorney

Bill Dance for Dan Bower, Chief, Southern Division, California Highway Patrol

Peter Espinoza, Judge, Los Angeles Superior Court

Mark Fajardo, County Coroner – Medical Examiner

Walter Flores for Ramon Cortines, Superintendent, Los Angeles Unified School District

Janice Fukai, County Alternate Public Defender

Scott Gordon, Assistant Supervising Judge, Criminal Division, Superior Court

Scott Gordon for James Brandlin, Supervising Judge, Criminal Division, Superior Court

Christa Hohmann, Directing Attorney, Post Conviction Assistance Center

*Jason Ly for Philip Browning, Director, County Department of Children and Family Services

David Marin for David Jennings, Field Office Director, U.S. Immigration and Customs Enforcement

Mark Matsuda, President, South Bay Police Chiefs Association

Terri McDonald for Jim McDonnell, Sheriff

*James McGlynn for Sherri Carter, Superior Court Executive Officer

Edward McIntyre for Rodney Gibson, Chair, County Quality & Productivity Commission

Don Meredith for Cyn Yamashiro, President, County Probation Commission

William Montgomery for James Jones, Director, County Internal Services Department

Ezekiel Perlo, Directing Attorney, Indigent Criminal Defense Appointments Program

*Susan Pithey for Kamala Harris, California Attorney General

Richard Propster, Peace Officers Association of Los Angeles County

Richard Sanchez, County Chief Information Officer

Robin Toma, Executive Director, County Human Relations Commission

Robin Toma for Cynthia Banks, Director, County Department of Community & Senior Services

*Brian Whetsel for Charlie Beck, Chief, Los Angeles Police Department

Anthony Williams, Special Agent in Charge, U.S. Drug Enforcement Administration

*Janice Yu for Miguel Santana, Los Angeles City Chief Administrative Officer

*Alexandra Zuiderweg for Mark Saladino, County Counsel

***Not a designated alternate**

I. CALL TO ORDER / INTRODUCTIONS

Mayor Michael Antonovich, County Supervisor, Fifth District

The meeting was called to order at 12:15 p.m. by Mayor Michael Antonovich, Chair of CCJCC.

Self-introductions followed.

II. APPROVAL OF THE MINUTES

Mayor Michael Antonovich, County Supervisor, Fifth District

There were no requests for revisions to the minutes of the February 18, 2015 meeting. A motion was made to approve the minutes.

ACTION: The motion to approve the minutes of the February 18, 2015 meeting was seconded and approved without objection.

III. PROPOSITION 69 DNA SAMPLE COLLECTIONS

Dean Gialamas, Director of the Sheriff's Department Technology and Support Division

Dean Gialamas, Director of the Sheriff's Department Technology and Support Division, appeared before CCJCC to provide an update on the California Appellate Court decision in *People v. Buza* and the impact on DNA sample collections.

As a reminder, at the CCJCC meeting on January 21, 2015, Assistant Sheriff Richard Barrantes discussed actions that were taken to cease DNA sample collections from felony arrestees following the California Appellate Court decision in *People v. Buza*.

On February 18, 2015, the California Supreme Court granted a petition for review that was filed by the California Attorney General's Office. This petition is an appeal of the Appellate Court's ruling and asks that the Supreme Court overturn the lower court's decision.

As a result of the Supreme Court granting the petition, the Appellate Court's ruling has been placed on hold while the Supreme Court considers the appeal. This means that the Appellate Court's decision is no longer legally binding on law enforcement agencies (pending the Supreme Court's review), and DNA sample collections of felony arrestees are once again permitted in the state.

Since February 18th, local law enforcement agencies have reverted back to procedures prior to the Appellate Court's decision in *People v. Buza*. All of the law enforcement agencies in the county were sent a letter informing them of this change.

On a separate but related matter, Assembly Bill 390 (AB 390) has been introduced by Assemblymember Jim Cooper. This bill would allow DNA collections of individuals convicted of specified misdemeanors. More information on AB 390 can be found at the following link:

http://www.leginfo.ca.gov/cgi-bin/postquery?bill_number=ab_390&sess=CUR&house=B&author=cooper_<cooper>

ACTION: For information only.

IV. COUNTY JAIL SYSTEM UPDATE

Assistant Sheriff Terri McDonald, Sheriff's Department

Assistant Sheriff Terri McDonald provided an update to CCJCC on jail related matters, including facilities improvement efforts and the development of population management strategies.

AB 1468

As discussed at the CCJCC meeting on January 21, 2015, the State Department of Finance (DOF) submitted a report to the State Legislature that suggests options for how the state may assist Los Angeles County with its mental health and infrastructure needs. This report was filed to comply with a requirement in Assembly Bill 1468 (AB 1468).

The full AB 1468 Report can be found at the following link:

http://www.dof.ca.gov/budget/historical/2015-16/documents/AB-1468_Report-WEB.pdf

The report identified a number of potential options for assisting the county with its jail management issues. These include assisting the county with repaying bonds that would be used for a replacement jail facility, assisting with additional mental health diversion options, and assisting with Mentally Ill Offender Crime Reduction (MIOCR) grant funding.

Assistant Sheriff McDonald reported that she and other county officials - including Supervisor Don Knabe, Supervisor Hilda Solis, and Dr. Mitchell Katz, Director of the Department of Health Services (DHS) - recently met with officials of the Governor's Administration and the DOF.

State officials expressed support for working with the county and providing assistance with its jail management needs. In exchange, they would like to work toward improving efficiencies and collaboration between the state and county corrections systems.

Grant Opportunities

The county will be pursuing a workforce investment grant in which AmeriCorps would assist jail inmates with employment opportunities. This grant would provide a funding of \$500,000 over a period of two years.

The Sheriff's Department has been working with county departments to submit an application for this grant, which is due in April. If funding is approved, the program would begin in June.

Another potential grant opportunity is the MacArthur Foundation Grant, which will provide funding for 20 corrections systems across the country. The funding provides for expert technical assistance in identifying and developing jail population management strategies for safely reducing custody populations.

A \$150,000 planning grant is offered, but ten counties may receive up to \$2 million a year to implement approved strategies. This could assist this county with mental health diversion and substance abuse treatment, along with populations such as veterans and homeless individuals, among other possible uses.

Assistant Sheriff McDonald informed committee members that the Sheriff's Department will be contacting criminal justice partners to solicit letters of support for this grant application. Data needed for the application may be requested as well.

The grant application is due by the end of this month.

Proposition 47 Impact

County Jail population reductions due to Proposition 47 appear to have bottomed out. It is not likely that there will be any further notable reduction in the size of the jail population.

Convicted misdemeanants are now serving an average of about four months of actual time in jail.

ACTION: For information only.

V. COUNTY OPEN DATA INITIATIVE

Ali Farahani, County Chief Information Office

Ali Farahani, Chief Data Officer in the County Chief Information Office (CIO), appeared before CCJCC to provide a briefing on the County Open Data Initiative.

On January 20, 2015, the Board of Supervisors directed the CIO to establish and administer a Los Angeles County Open Data Portal where county departments can post open data for public access.

An Open Data Initiative enables the County of Los Angeles to further enhance transparency, improve collaboration with community organizations and local businesses, foster innovation, promote stronger regional economic development, and improve government services.

The proposed Open Data Initiative will be a commitment by the county to collect, release, and present data to the public that will provide benefits to the residents and businesses of the county. This will be done while also instituting appropriate security safeguards of confidential and protected information.

Mr. Farahani emphasized that open data by definition does not include anything that's covered by a regulation. For example, Protected Health Information (PHI) or Personal Identifiable Information (PII) are not included in open data.

Personal information can be protected by aggregating data, anonymizing it so that individual names are not included, and ensuring that the sample size is large. Another method is to anonymize the data and report the information geographically at a level that protects the privacy of the individuals in the data set.

Mr. Farahani stated that the Open Data Initiative offers value related to public safety in the following ways:

First, publishing high-value datasets increases transparency by improving public access to non-sensitive data from criminal justice data systems.

Second, datasets will be available in machine-readable format to enable the development of applications with value to the public and businesses. This allows the user to add layers of data in a user-friendly way.

Third, the Open Data Initiative incorporates data from non-criminal justice sources, such as public health or public spending.

Fourth, it places all related datasets available in one place for a complete and holistic view of public safety. Those interested in the data can link them together for research and analytical purposes.

Fifth, it enables data visualization for easier presentation and review of data for analysis. For example, members of the public can place the data in a graphics format or overlay geographic data.

Open data is utilized in other parts of the country as well as internationally. As an example, open data about crime and policing in England, Wales, and Northern Ireland is presented at data.police.uk.

Examples of datasets that other U.S. counties present through open data portals include information on food inspections, crime, 311 requests, budget and expenditures, elections, census data, contracts, county services, and building permits.

These datasets and other information can similarly be presented by Los Angeles County through its open data portal. Much of this data is already published, but it is not centralized and may not currently be published in a format that allows it to be easily analyzed or compared with other information.

Mr. Farahani noted that the county need only enter the data into the portal once, but then the consumers of the data can review it in any viable format that they wish.

The implementation of the Open Data Initiative has two phases. The first phase will launch on March 30, 2015 and the portal address will be data.lacounty.gov. Datasets from the following Los Angeles County departments will be consolidated onto one platform:

Assessor; Auditor-Controller; Mental Health; Public Health; Public Social Services; Regional Planning; Registrar Recorder/County Clerk; and Sheriff.

The second phase of the project will identify additional datasets that are suitable to be moved on the Open Data Portal. The CIO is currently working with other departments and is expected to report back to the Board of Supervisors by April 20th with recommendations.

Mr. Farahani acknowledged that Dean Gialamas of the Sheriff's Department has been a helpful partner on the Open Data Initiative project and thanked him for his assistance. He also acknowledged Jose Soto of the Chief Information Office. Mr. Soto is serving as the Project Manager and is working with other county departments.

The county's Open Data Portal has been designed to have a similar appearance to the county's website at www.lacounty.gov. Some of the most popular data requests, such as crime data, restaurant inspections, assessor data, and election results, will be highlighted on the opening page.

A chart of total Part 1 crimes from 2004 through 2014, broken down by category, was shown as an example of the type of crime data that will be accessible to the public. The public will also be able to do searches with different categories and filter the results to display datasets, charts, graphs, and/or maps.

Judge Scott Gordon, Assistant Supervising Judge of the Superior Court's Criminal Division, inquired as to whether the parcel data from the Assessor's Office will maintain the confidentiality of owners. Mr. Farahani assured the committee that the data will not include the names of property owners. He also noted that there are about 2.3 million parcels in this dataset.

ACTION: For information only.

VI. STATE LEGISLATIVE UPDATE

Patricia Carbajal, County Chief Executive Office, Intergovernmental Relations and External Affairs

Patricia Carbajal of the County Chief Executive Office (CEO) Intergovernmental Relations and External Affairs appeared before CCJCC to provide an overview of pending legislation pertaining to key public safety issues.

The CEO's Office of Intergovernmental Relations and External Affairs coordinates legislative policy and strategy for the county at the direction of the Board of Supervisors and in consultation with county departments and subject matter experts. As part of this work, the office regularly analyzes legislative proposals throughout the year.

There have thus far been about 160 public safety and criminal justice bills that have been introduced in this legislative session. Many of these are bills of intent that will be amended and/or expanded upon with details at a later date.

Of the pending legislation, there are about 30 bills of particular interest to the county. These address issues pertaining to AB 109 (AB 947 and SB 307), human trafficking (AB 719, AB 1051, SB 420, and SB 794), and Proposition 47 (AB 46, AB 150, AB 1415, SB 205, and SB 452), among other topics.

Ms. Carbajal informed the committee members that she may be contacting their respective departments to solicit input on the impact that these bills might have on the county.

Some of the Proposition 47 related bills are efforts to modify the initiative by increasing the penalties for certain offenses. For example, Ms. Carbajal observed that AB 46 could increase the punishment for possession of "date rape drugs", while AB 150, AB 1415, and SB 452 would increase the punishment for theft or illegal possession of a firearm. If passed by the legislature, these measures would need to go before the voters for approval.

VII. OTHER MATTERS / PUBLIC COMMENT

There were no public comments.

VIII. ADJOURNMENT

The meeting was adjourned at 12:43 p.m.