



Community Corrections Partnership Executive Committee (CCPEC) Public Safety Realignment Act of 2011 (AB109)

San Francisco Board of Supervisors
Public Safety Committee
Public Safety Realignment Hearing
Thursday, July 12 2012



**Prior to Public Safety Realignment
Act of 2011 (AB109)**

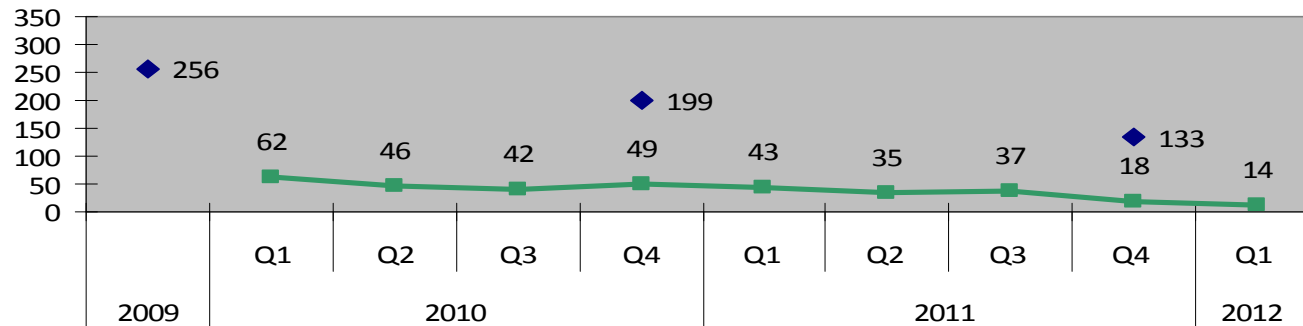


SB 678: California Community Corrections Performance Incentive Act (2009)

- Created the Community Corrections Partnership (CCP) to advise each county on the implementation of community corrections on probation practices
- Provides incentives to counties for using evidence-based practices in probation supervision. Incentives are based on reduction in the number of felony probationers sent to state prison on revocations

**Probation Revocations Sent to State Prison
Have Decreased 48% Since 2009**

■ Number of Revocations Sent to State Prison
◆ Annual Total



As a result, APD received SB 678 incentive grants of \$2.187 million in FY 2011/12 and FY 2012/13



Public Safety Realignment Act of 2011 (AB109)



Key Elements of Public Safety Realignment

- **Established Community Corrections Partnership Executive Committee (CCPEC)**
 - Presents recommendations and provides oversight for Public Safety Realignment Act Implementation
 - Prepares CCSF Public Safety Realignment & Post-Release Community Supervision Annual Implementation Plan
- **Redefined many felonies (1170(h))**
 - Certain felonies now punishable by sentences served in county jail only or split between county jail time and Mandatory Supervision (supervised by Adult Probation Department)
- **Established Post-Release Community Supervision (PRCS) and Parole Revocation heard locally**
 - Those released from state prison for an eligible offense (non-serious, non-violent, non-sex offender-registerable) are subject to PRCS and supervised by Adult Probation Department
 - Encourages use of Evidence Based Practices



Key Elements of Public Safety Realignment continued

- **Parole Revocations**
 - Parole revocations now served in county jail for up to 6 months
- **Custody Credits**
 - Those serving sentences in County Jail are credited four days for every two days served
- **Alternative Custody**
 - Authorizes use of home detention and electronic monitoring for County Jail inmates in lieu of bail, per Sheriff's discretion



The Impact of Public Safety Realignment on San Francisco



Adult Probation Department

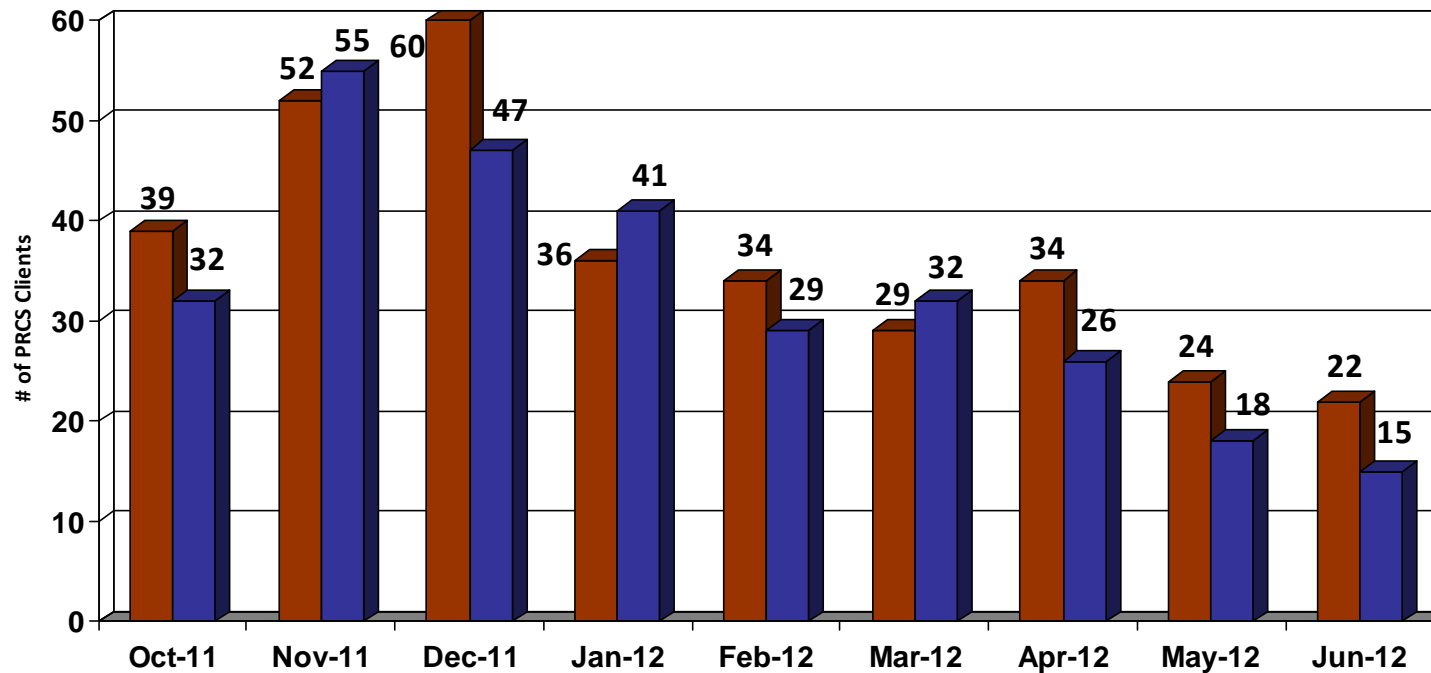


APD's PRCS Caseload is 110% of CDCR's Projections

306 Clients received from CDCR

280 Clients projected by CDCR

- # Released to PRCS in SF*
- # CDCR Projected to be Released to SF*



* By month of release from CDCR

REALIGNMENT IMPACT



1170(h) Sentencing

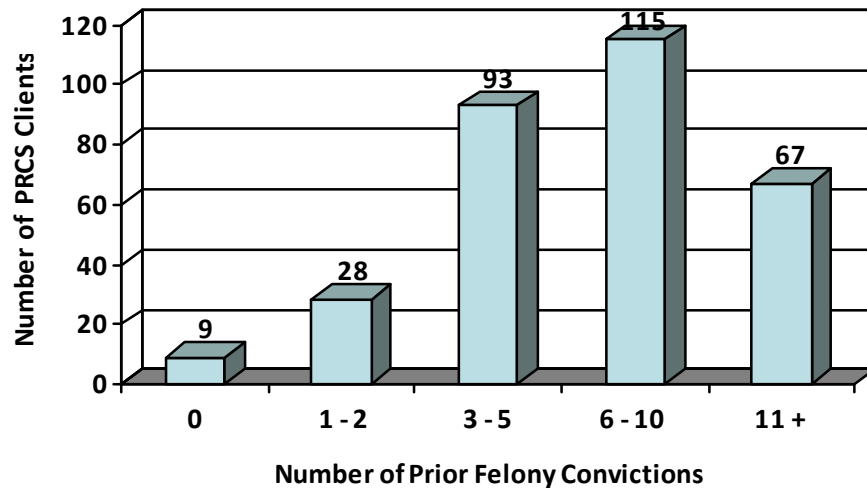
192 sentences under 1170(h) between October 2011 and May 2012

- 107 straight jail sentences (56%)
- 85 split sentences (44%)

	Straight Jail Sentences	Split Sentences	
		Jail Time	Mandatory Supervision
Average Sentence Length	23 months	14 months	24 months
Average Time Served with Credits	12 months	4 months	NA
Low Sentence Length	3 months	0 months	1 month
High Sentence Length	48 months	55 months	78 months



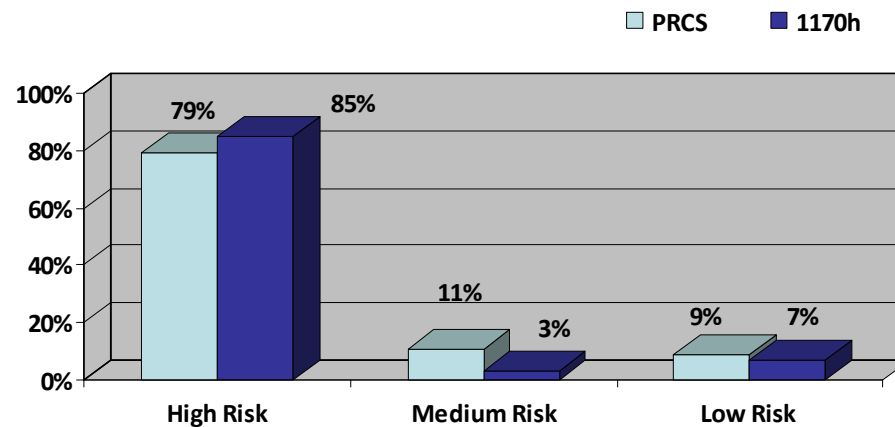
Current PRCS Clients' Prior Criminal History



67 PRCS clients (22%) have 11 or more prior felony convictions.

79% of PRCS and 85% of 1170h clients are high risk.

Risk Level of PRCS and 1170(h) Clients



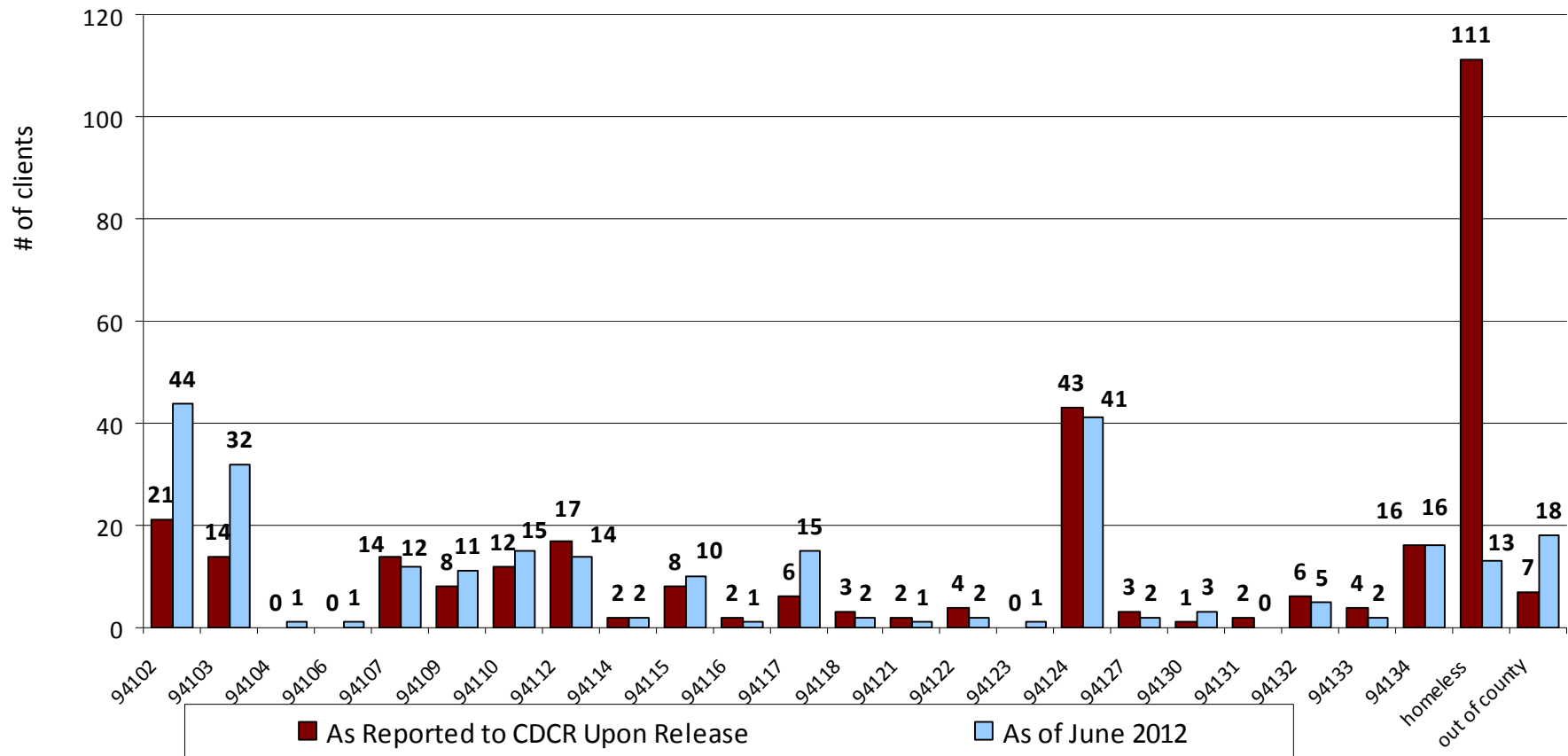


APD's Response to Realignment

- Creation of Reentry Division, Pre-Release Team, and PRCS / 1170(h) Unit
- Hiring 20 new Deputy Probation Officers
- Community Assessment Services Center
- Partnerships with Service Providers
 - Asian Neighborhood Design – job training
 - Through SFDPH – emergency stabilization housing units
 - SFDPH / BHAC – mental health, substance abuse, case management
 - Through Human Services Agency-Hamilton Family Center – rental subsidies
 - Reentry SF partnership – comprehensive services, job readiness/placement
 - Five Keys Learning Center
- Focus on Motivational Interviewing / Strength-Based Supervision
- Participation in California Risk Assessment Pilot Project (CalRAPP)
- Pre-release risk and needs assessments in jail and prison
- Implementation of COMPAS Risk/Needs Assessment and Individualized Treatment and Rehabilitation Plan
- County Jail Reentry Pod
- SOARING 2 Pilot Project



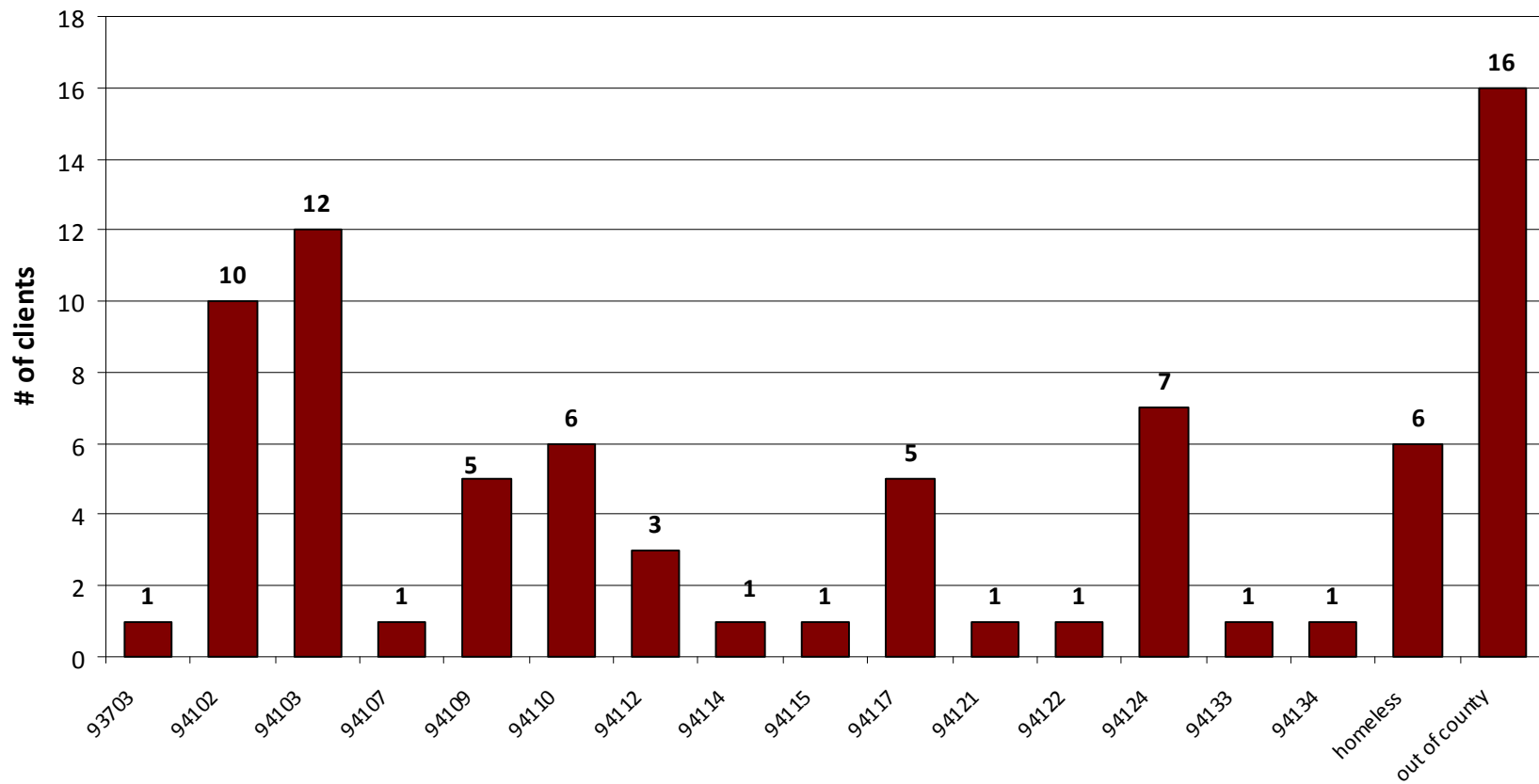
PRCS Clients' Residence by Zip Code



Homeless includes those reported as homeless without a zip code. Totals do not include clients for which zip code of residence is unknown



APD's Mandatory Supervision Clients' Residence by Zip Code



Homeless includes those reported as homeless without a zip code. Totals do not include clients for which zip code of residence is unknown



District Attorney's Office

- Alternative Sentencing Planning
- Early Resolution Program (ERP)
- San Francisco Sentencing Commission
- Staff Capacity and Training
- Leverage Funding: SF Strong
- Victim Services



Public Defender



The Public Defender provides individuals on Post-Release Community Supervision and Mandatory Supervision with high quality legal representation and due process protections

Total Number of Clients Served:

- PRCS 328
- Mandatory Supervision 59

Total Number of Violations handled to date:

- PRCS 66 (approximately)
- Mandatory Supervision 4



Public Defender's Response to Realignment

The Public Defender created a Realignment Team consisting of an attorney and a clinical social worker. The Roles and Responsibilities of the Realignment Team Include:

- Designing and advocating for alternative sentencing strategies
- Identifying and advocating for appropriate collaborative and community court referrals
- Advocating for expansion of eligibility criteria and capacity for collaborative court
- Coordinating and maintaining strong partnerships with: the Reentry Council, Sentencing Commission, Sheriff's Community Programs, Inter-agency working groups, SF Superior Court Collaborative Courts Division, the District Attorney's "Sentencing Planner" and Adult Probation Department's Reentry Division
- Working closely with the office's Reentry Unit, which consists of a Social Work program and the Clean Slate program, the social worker assesses and refers individuals for services and works with the attorney to advocate for pre-trial release, home detention, electronic monitoring and other community sentencing options
- Conducting and organizing staff trainings
- Filing motions to modify and/or terminate Mandatory Supervision, as appropriate
- Investigating, preparing and conducting PRCS and Mandatory Supervision revocation hearings



Department of Public Health



In Fiscal Year 2011-2012 293 participants were referred to DPH:

- 17 presented with a serious mental illness,
- 36 were placed in residential treatment services,
- 44 were placed in outpatient treatment services,
- 16 were placed into stabilization/transitional housing.

73% of these individuals were served outside of Realignment-funded capacity.

Top Primary Care concerns affecting this population:

- High Blood Pressure
- Coronary conditions
- Diabetes
- Hepatitis C



Department of Public Health's Response to Realignment

In FY2011-12 DPH created a community based spectrum of dedicated services for AB 109 participants:

- residential treatment
- outpatient services
- primary care
- stabilization housing

These services are coordinated through the Realignment Case Management Unit, a constituent program of the Behavioral Health Access Center. The Realignment Case Management Unit provides:

- Care coordination for AB 109 participants including case management
- A high profile portal of entry into the larger DPH system of care
- Immediate access to basic health services, including health screenings, TB testing, medications, and medically supported detox
- Enrollment into Healthy San Francisco, SF PATH, and entitlements
- Toxicology screening

Through regular case conferencing and interface with APD, compliance information is transmitted to individual Deputy Probation Officers

All AB 109 clients in need of primary care medical services are sent to the Transitions Clinic, a primary care clinic exclusively for offenders and ex-offenders re-entering the community



Department of Public Health's Response to Realignment

In Fiscal Year 2012-2013 the Department of Public Health will:

- Incorporate additional service capacity, including residential treatment, dual diagnosis treatment, and transitional housing as a result of an increased funding allocation
- Hire 3 FTE clinicians to provide additional care coordination to this population
- Continue to work collaboratively with APD and other criminal justice partners on successful implementation



Sheriff's Department



Parole Violations

- 1,439 PAROLE VIOLATIONS TO DATE (no local charges)
- SENTENCED vs. UNSENTENCED
 - 874 SENTENCED TO COUNTY JAIL FOR PAROLE VIOLATIONS
 - 565 RELEASED W/O ADDITIONAL COUNTY TIME
 - HOLD OFF, CREDIT FOR TIME SERVED AT HEARING, RELEASE TO PROGRAM VIA CDCR, DISMISSED
- NUMBER OF VIOLATIONS vs. PAROLEES (SINCE OCTOBER 2011)
 - 1 VIOLATION – 583 PAROLEES
 - 2 VIOLATIONS – 191 PAROLEES
 - 3 OR MORE VIOLATIONS - 140 PAROLEES

1170(h) Sentences

- 183 1170(h) SENTENCES TO DATE
 - 125 1170(h) STRAIGHT SENTENCE
 - NO POST RELEASE SUPERVISION
 - 58 1170(h) SPLIT SENTENCE
 - RELEASE TO APD SUPERVISION (MANDATORY SUPERVISION)
- **Currently, 21 prisoners are scheduled to be released in 2013**



Sheriff's Department Response to Realignment

- Open a Reentry Pod in partnership with Adult Probation
- Early transfer of Post-Release Community Supervision offenders from prison to County Jail to prepare for reentry and supervision
- Strengthen Risk/Needs Assessment with COMPAS (acquire and train staff)
 - Validated classification component
- Joint programs with criminal justice partners
- Refining program eligibility
- Sustain high quality in custody and community programs



Controller's Office

- With CCPEC, developing data collection and compilation tool to measure Realignment's impacts County-wide
- Resulting data dashboard will integrate data from APD, the Sheriff's Department, and the Superior Court, as well as contain aggregate data from the Department of Public Health
- Makes San Francisco one of the first counties to develop a comprehensive data dashboard in response to Realignment, and perhaps the first to integrate cross-departmental data
- Facilitating inter-agency working group with Adult Probation, Sheriff's Department, Superior Court, District Attorney, and JUSTIS/City Administrator to identify and resolve AB109-related process gaps



Police Department



City and County of San Francisco Public Safety Realignment and Post-Release Community Supervision 2012 Implementation Plan

- Approved by the Community Corrections Partnership Executive Committee on June 1, 2012 (PC 1230.1(b))
- Extensive community and client input process
- Request for recommendation of approval to the Board of Supervisors July 12, 2012 (PC 1230.1(c))



Public Safety Realignment Funding

City and County of San Francisco Realignment (AB109) Budget Detail Fiscal Years 2011-12 through 2013-14			
Sources	FY 11-12	FY 12-13	FY 13-14
AB109 Revenue			
<i>Sheriff</i>	\$350,938	\$8,539,301	\$8,539,301
<i>Adult Probation On-going Revenue</i>	\$4,498,899	\$8,539,301	\$8,539,301
<i>Adult Probation One-time Revenue</i>	\$556,325	\$0	\$0
<i>District Attorney</i>	\$190,507	\$109,755	\$109,755
<i>Public Defender</i>	\$190,507	\$109,755	\$109,755
Total Sources	\$5,787,176	\$17,298,112	\$17,298,112
Uses			
Adult Probation	\$5,055,224	\$9,379,126	\$9,559,102
<i>Adult Probation</i>	\$3,922,550	\$7,983,466	\$8,163,442
<i>Public Health</i>	\$788,957	\$1,051,943	\$1,051,943
<i>City Attorney</i>	\$181,217	\$181,217	\$181,217
<i>Human Services</i>	\$132,500	\$132,500	\$132,500
<i>Economic & Workforce Development</i>	\$30,000	\$30,000	\$30,000
Sheriff	\$7,259,850	\$9,679,800	\$9,679,800
Public Defender	\$190,507	\$289,450	\$289,450
District Attorney	\$190,507	\$289,450	\$289,450
Total Uses	\$12,696,088	\$19,637,826	\$19,817,802
General Fund Support	(\$6,908,912)	(\$2,339,714)	(\$2,519,690)



Questions?

For more questions and comments, contact:

CCPEC Chair

Chief Adult Probation Office Wendy Still M.A.S.

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San Francisco, CA 94103



Appendices



AB 109: Community Corrections Partnership Executive Committee (CCPEC)

- Presents recommendations and provides oversight for Public Safety Realignment Act Implementation
- Prepares CCSF Public Safety Realignment & Post-Release Community Supervision, Annual Implementation Plan
- Chaired by Chief Adult Probation Officer, other members are criminal justice partners and Department of Public Health
- 2011 Implementation Plan was adopted unanimously by the Board of Supervisors
- 2012 Implementation Plan will be presented to the Board of Supervisors for approval on July 12, 2012



Redefined Felonies (1170(h))

- Certain felonies now punishable in county jail
- Excludes serious, violent, and sex offender-registerable crimes
- Sentence can be served in county jail only or split between county jail time and Mandatory Supervision (supervised by Adult Probation Department)

Post-Release Community Supervision (PRCS)

- Those released from state prison for an eligible offense (non-serious, non-violent, non-sex offender-registerable) are subject to PRCS and supervised by Adult Probation Department
- Encourages the use of evidence based practices
 - Rewards and Sanctions Matrix
 - Flash incarcerations up to 10 days
- PRCS term cannot exceed 3 years, with optional early release at 6 months and mandatory release after 12 consecutive violation-free months



Parole Revocations

- Parole revocations now served in county jail for up to 6 months

Custody Credits

- Those serving sentences in County jail are credited four days for every two days served

Alternative Custody

- Authorizes use of home detention and electronic monitoring for County jail inmates in lieu of bail, per Sheriff's discretion



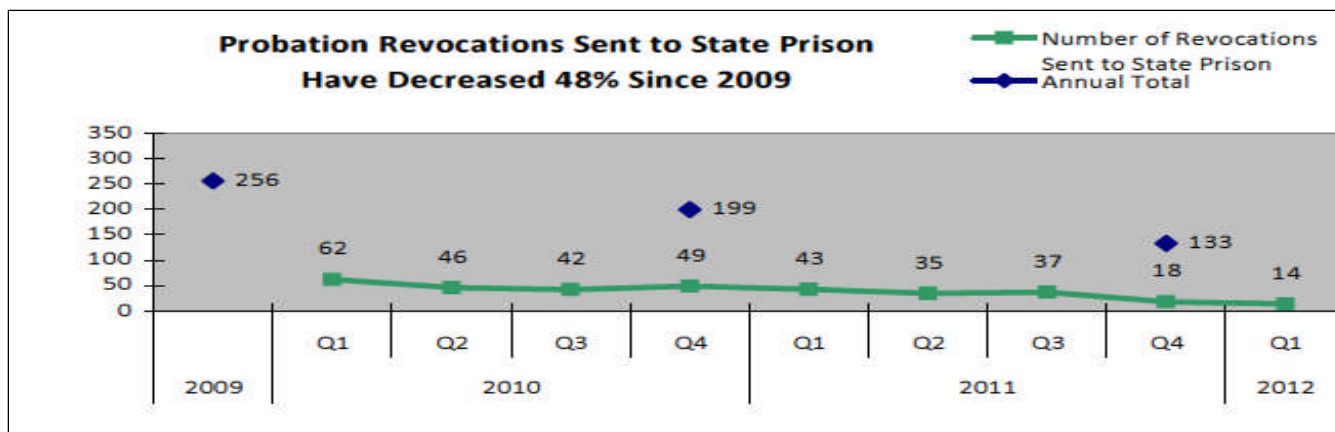
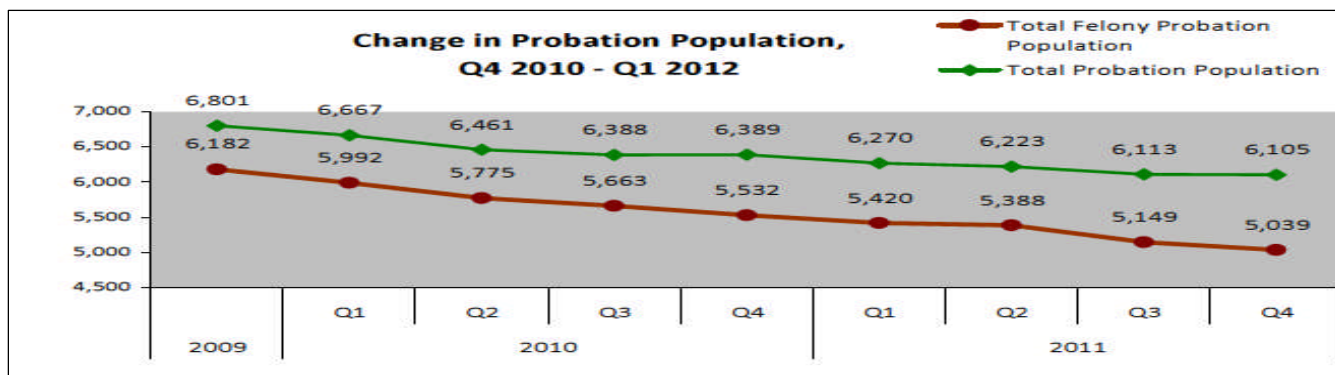
SB 678: California Community Corrections Performance Incentive Act (2009)

San Francisco Adult Probation Department, Q4 2010-Q1 2012

Fiscal Year		Total Probation Population	Total Felony Probation Population	Number of Revocations Sent to State Prison	Annual Total	Percent Change by Quarter	Percent Change Since 2009
2009					256		
2010	Q1	6,801	6,182	62			
	Q2	6,667	5,992	46		-26%	
	Q3	6,461	5,775	42		-9%	
	Q4	6,388	5,663	49	199	17%	-22.3%
2011	Q1	6,389	5,532	43		-12%	
	Q2	6,270	5,420	35		-19%	
	Q3	6,223	5,388	37		6%	
	Q4	6,113	5,149	18	133	-51%	-48.0%
2012	Q1	6,105	5,039	14		-22%	



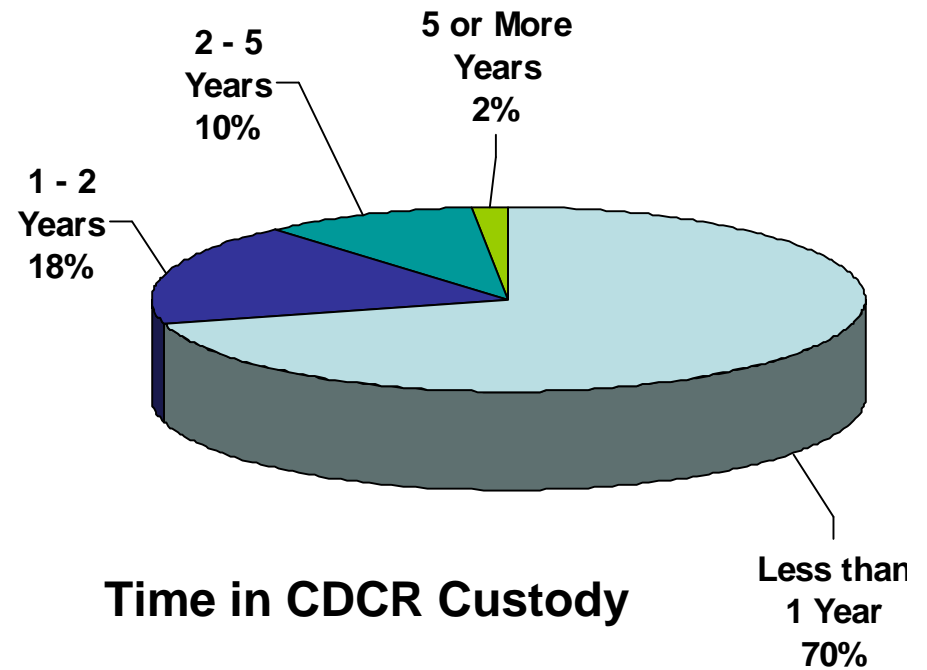
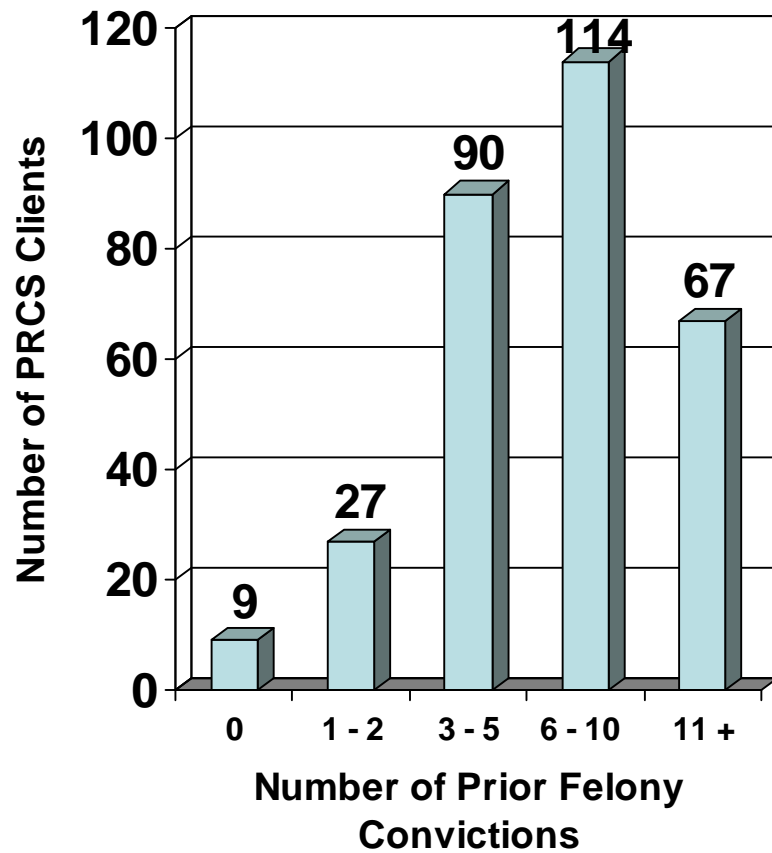
SB 678: California Community Corrections Performance Incentive Act (2009)



PRIOR TO REALIGNMENT: SB 678

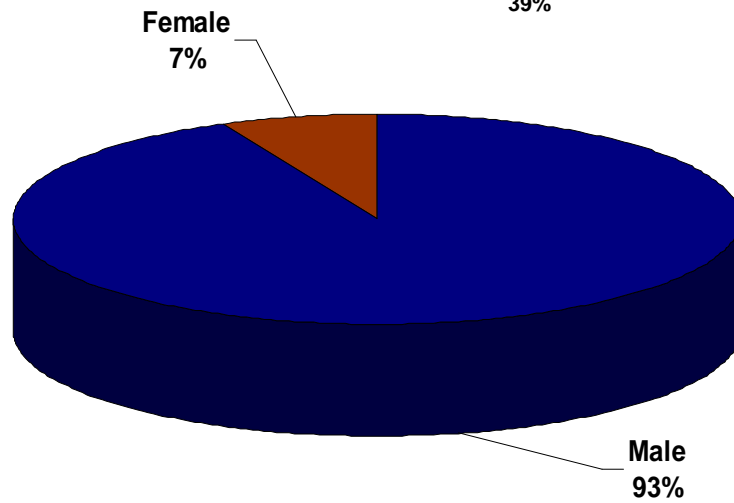
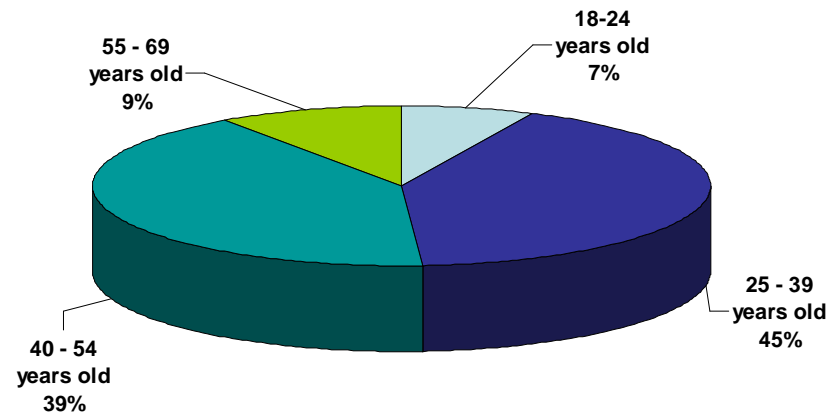
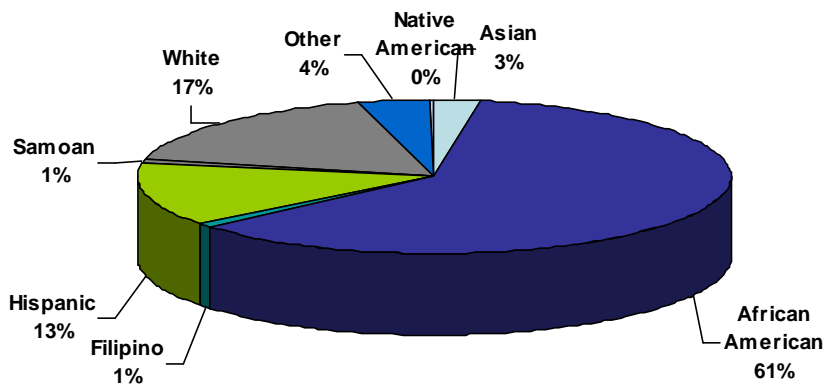


Current PRCS Clients' Prior Criminal History





Race/Ethnicity, Age, and Gender of Active PRCS Clients





APD's Current PRCS Clients

Total Number Released to PRCS:	307
Men	93%
Women	7%
Average Age at Release from CDCR	40 years
Men	41 years
Women	38 years
Average Number of Prior Convictions	8
Average Time in CDCR Custody	401 days



PRCS Flash Incarcerations

Total Number Released to PRCS:	307
Total Number of Flash Incarcerations Imposed:	73
No. of Individuals Receiving Flash Incarceration:	48 (16% of total)
No. of Men Receiving Flash Incarceration:	68 (24% of men)
No. of Women Receiving Flash Incarceration:	5 (20% of women)
Average Length of Flash Incarceration:	9 days

PRCS Violations

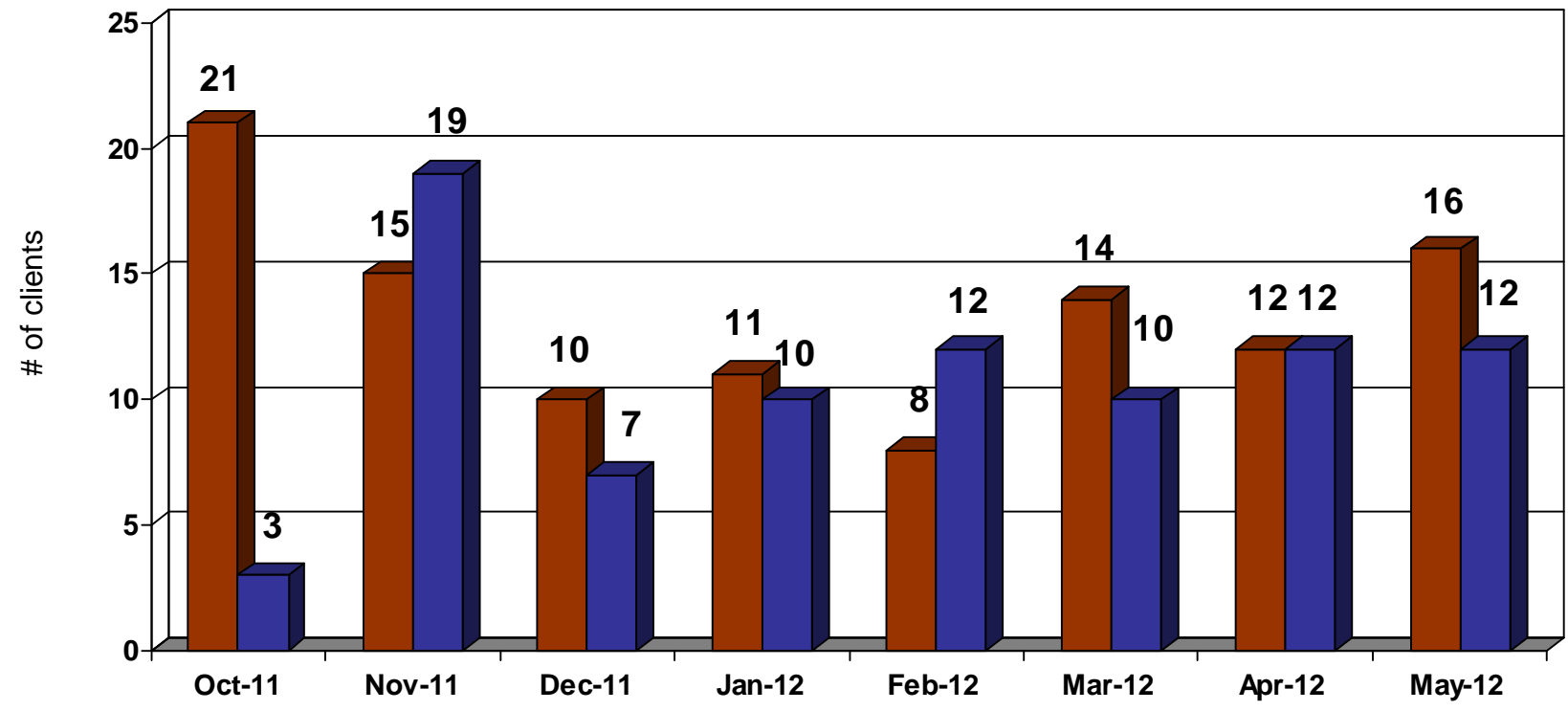
Total Number of Violations Issued:	78
No. of Individuals with One or More Violation:	67 (22% of total)
No. of Men with One or More Violation:	72 (25% of men)
No. of Women with One or More Violation:	6 (24% of women)



1170(h) Sentencing

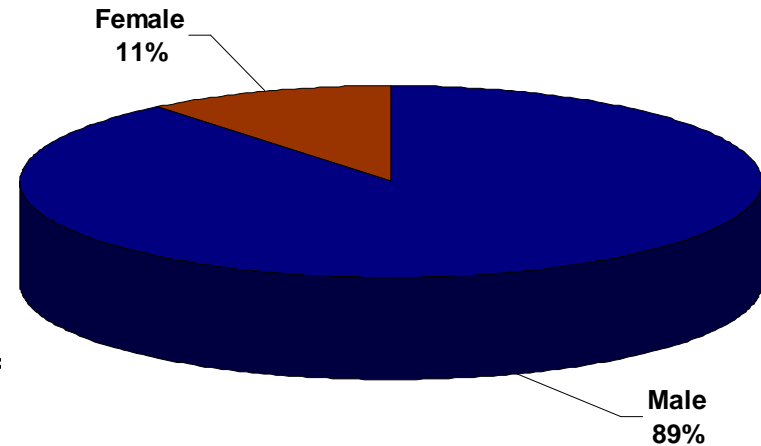
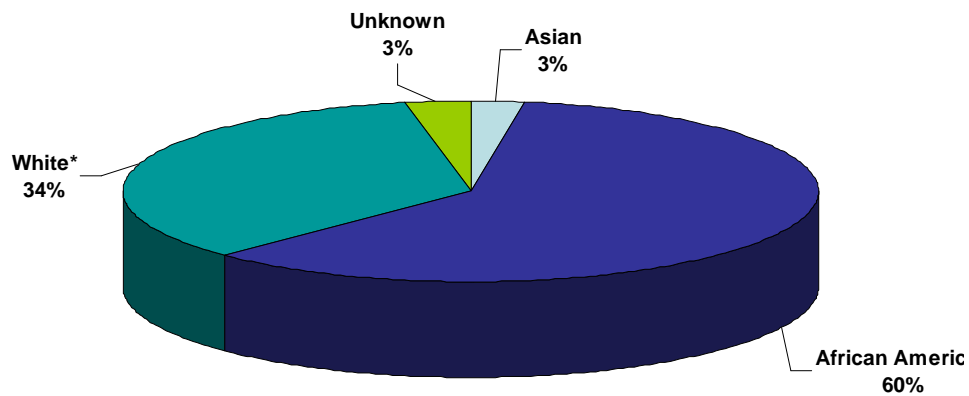
107 total straight jail sentences
 85 total split sentences

- # of Straight Jail Sentences
- # of Split Sentences (Jail and Mandatory Supervision)





Race and Gender of those Sentenced under 1170(h)



* Includes Hispanic, per Court Management System data

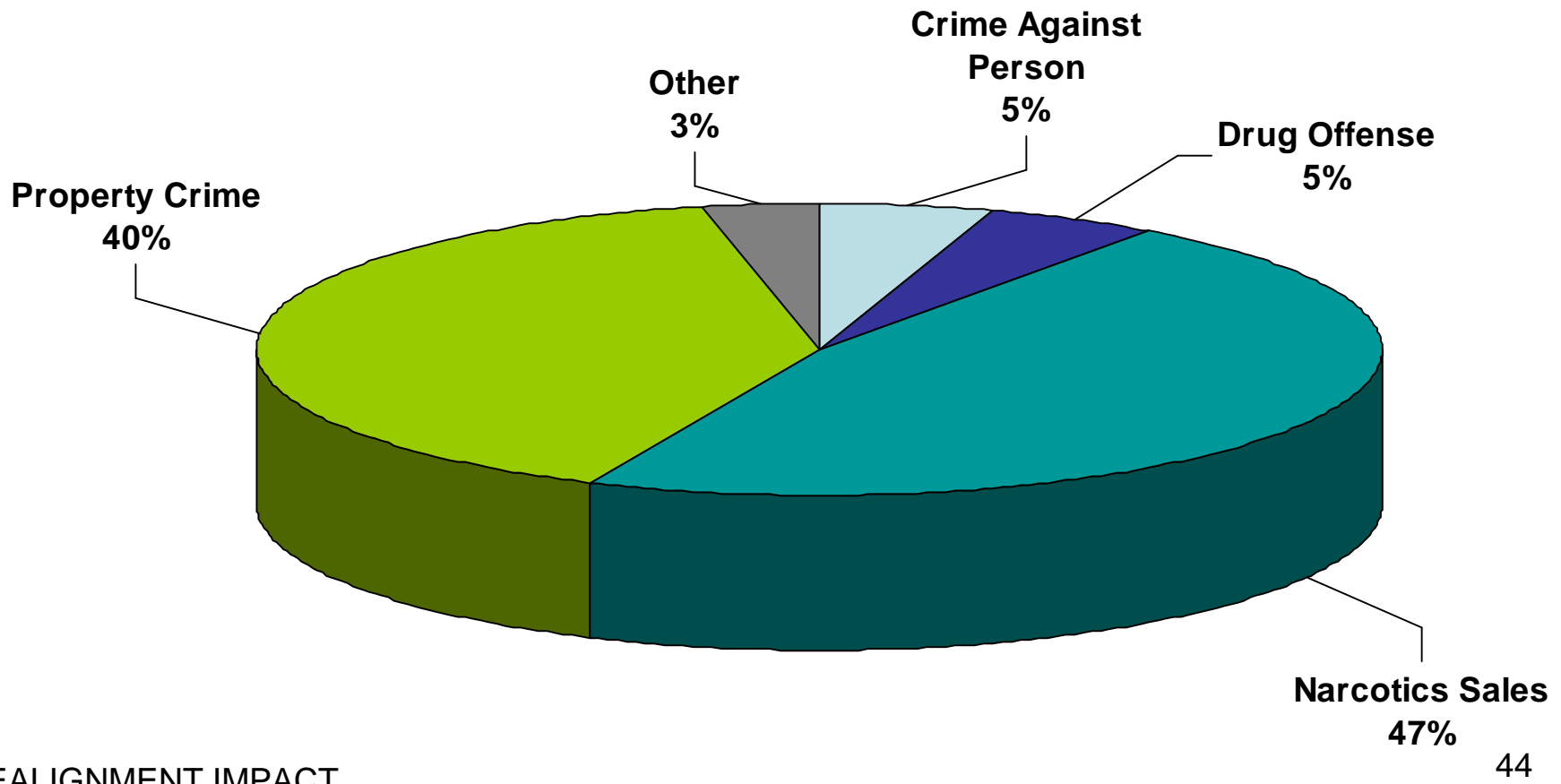


APD’s Current Mandatory Supervision Clients (1170(h)(5)(b))

Total Number of Cases:	86
Active	56
Men	90%
Women	10%
 Average Age at Sentencing	 38 years
Men	36 years
Women	36 years
 Race/Ethnicity	
Asian	3%
African American	56%
Hispanic	12%
White	24%
Unknown	5%



Offenses of those Sentenced under 1170(h) – Split Sentences



REALIGNMENT IMPACT

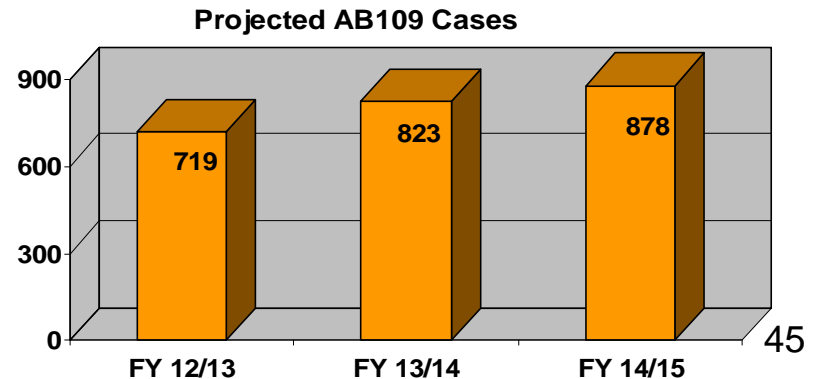
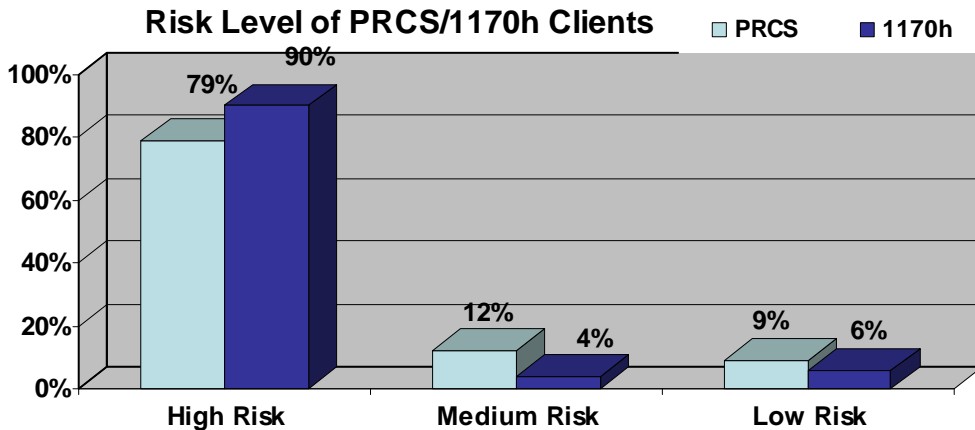
Source: Adult Probation Department, October 2011 – March 2012



PUBLIC SAFETY REALIGNMENT CLIENT PROJECTIONS (APD)

	Current Cases	Total Cases projected as of June 2013	# of DPO Positions FY12/13 - FY13/14	Case: Officer Ratio
Post Release Community Supervision (PRCS)	300	456	8	50:1
1170h Mandatory Supervision	55	263	5	50:1
Highest Risk PRCS/1170(h)*		40*	2	20:1
Pre-Release Unit			2	

* Based on current trends, 597 PRCS and 1170(h) clients will be high risk, 40 of which will be on the highest risk caseloads.



Source: Adult Probation Department



APD's Funding for Services

	FY 11/12	FY12/13
Community Assessment and Services Center:	\$865,705	\$1,415,630
Mental Health, Substance Treatment, including Residential & Outpatient Treatment Services:	\$683,975	\$1,190,900
Rental Subsidy, Job Training & Placement Services:	\$130,000	\$ 132,500
Housing, Transitional Jobs, Financial Empowerment, Restorative Justice, Case Management, and Mental Health Treatment Services	\$ ----	\$2,036,987
Total	\$1,679,680	\$4,776,017



Adult Probation Department's Partnership with Human Services Agency

- Rental subsidy services to PRCS and 1170(h) clients under Mandatory Supervision
- Technical assistance to Community Assessment and Services Center staff to become “community assistors” to help clients initiate their application for CalWORKs, Medi-Cal, CalFresh through Benefits CalWin online portal (www.BenefitsCalWIN.org)
- Intake appointment to determine eligibility for County Adult Assistance Program (CAAP) for AB 109 clients scheduled within the first week of release