

ASSEMBLY BILL

No. 1633

Introduced by Assembly Member Ammiano

February 10, 2014

An act to amend Section 6027 of the Penal Code, relating to criminal law.

LEGISLATIVE COUNSEL'S DIGEST

AB 1633, as introduced, Ammiano. The Board of State and Community Corrections.

Existing law establishes the Board of State and Community Corrections and sets forth its powers and duties, including, but not limited to, collecting and maintaining information about correctional policies, practices, capacities, and needs.

This bill would make a technical, nonsubstantive change.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 6027 of the Penal Code is amended to
2 read:
3 6027. (a) ~~It shall be the duty of the~~The Board of State and
4 Community Corrections ~~to~~ shall collect and maintain available
5 information and data about state and community correctional
6 policies, practices, capacities, and needs, including, but not limited
7 to, prevention, intervention, suppression, supervision, and
8 incapacitation, as they relate to both adult corrections, juvenile
9 justice, and gang problems. The board shall seek to collect and

1 make publicly available up-to-date data and information reflecting
2 the impact of state and community correctional, juvenile justice,
3 and gang-related policies and practices enacted in the state, as well
4 as information and data concerning promising and evidence-based
5 practices from other jurisdictions.

6 (b) Consistent with subdivision (c) of Section 6024, the board
7 shall also:

8 (1) Develop recommendations for the improvement of criminal
9 justice and delinquency and gang prevention activity throughout
10 the state.

11 (2) Identify, promote, and provide technical assistance relating
12 to evidence-based programs, practices, and promising and
13 innovative projects consistent with the mission of the board.

14 (3) Develop definitions of key terms, including, but not limited
15 to, “recidivism,” “average daily population,” “treatment program
16 completion rates,” and any other terms deemed relevant in order
17 to facilitate consistency in local data collection, evaluation, and
18 implementation of evidence-based practices, promising
19 evidence-based practices, and evidence-based programs. In
20 developing these definitions, the board shall consult with the
21 following stakeholders and experts:

22 (A) A county supervisor or county administrative officer,
23 selected after conferring with the California State Association of
24 Counties.

25 (B) A county sheriff, selected after conferring with the California
26 State Sheriffs’ Association.

27 (C) A chief probation officer, selected after conferring with the
28 Chief Probation Officers of California.

29 (D) A district attorney, selected after conferring with the
30 California District Attorney’s Association.

31 (E) A public defender, selected after conferring with the
32 California Public Defenders Association.

33 (F) The Secretary of the Department of Corrections and
34 Rehabilitation.

35 (G) A representative from the Administrative Office of the
36 Courts.

37 (H) A representative from a nonpartisan, nonprofit policy
38 institute with experience and involvement in research and data
39 relating to California’s criminal justice system.

1 (I) A representative from a nonprofit agency providing
2 comprehensive reentry services.

3 (4) Receive and disburse federal funds, and perform all
4 necessary and appropriate services in the performance of its duties
5 as established by federal acts.

6 (5) Develop comprehensive, unified, and orderly procedures to
7 ensure that applications for grants are processed fairly, efficiently,
8 and in a manner consistent with the mission of the board.

9 (6) Identify delinquency and gang intervention and prevention
10 grants that have the same or similar program purpose, are allocated
11 to the same entities, serve the same target populations, and have
12 the same desired outcomes for the purpose of consolidating grant
13 funds and programs and moving toward a unified single
14 delinquency intervention and prevention grant application process
15 in adherence with all applicable federal guidelines and mandates.

16 (7) Cooperate with and render technical assistance to the
17 Legislature, state agencies, units of general local government,
18 combinations of those units, or other public or private agencies,
19 organizations, or institutions in matters relating to criminal justice
20 and delinquency prevention.

21 (8) Develop incentives for units of local government to develop
22 comprehensive regional partnerships whereby adjacent jurisdictions
23 pool grant funds in order to deliver services to a broader target
24 population and maximize the impact of state funds at the local
25 level.

26 (9) Conduct evaluation studies of the programs and activities
27 assisted by the federal acts.

28 (10) Identify and evaluate state, local, and federal gang and
29 youth violence suppression, intervention, and prevention programs
30 and strategies, along with funding for those efforts. The board shall
31 assess and make recommendations for the coordination of the
32 state's programs, strategies, and funding that address gang and
33 youth violence in a manner that maximizes the effectiveness and
34 coordination of those programs, strategies, and resources. By
35 January 1, 2014, the board shall develop funding allocation policies
36 to ensure that within three years no less than 70 percent of funding
37 for gang and youth violence suppression, intervention, and
38 prevention programs and strategies is used in programs that utilize
39 promising and proven evidence-based principles and practices.
40 The board shall communicate with local agencies and programs

1 in an effort to promote the best evidence-based principles and
2 practices for addressing gang and youth violence through
3 suppression, intervention, and prevention.

4 (11) The board shall collect from each county the plan submitted
5 pursuant to Section 1230.1 within two months of adoption by the
6 county boards of supervisors. Commencing January 1, 2013, and
7 annually thereafter, the board shall collect and analyze available
8 data regarding the implementation of the local plans and other
9 outcome-based measures, as defined by the board in consultation
10 with the Administrative Office of the Courts, the Chief Probation
11 Officers of California, and the California State Sheriffs'
12 Association. By July 1, 2013, and annually thereafter, the board
13 shall provide to the Governor and the Legislature a report on the
14 implementation of the plans described above.

15 (12) Commencing on and after July 1, 2012, the board, in
16 consultation with the Administrative Office of the Courts, the
17 California State Association of Counties, the California State
18 Sheriffs' Association, and the Chief Probation Officers of
19 California, shall support the development and implementation of
20 first phase baseline and ongoing data collection instruments to
21 reflect the local impact of Chapter 15 of the Statutes of 2011,
22 specifically related to dispositions for felony offenders and
23 postrelease community supervision. The board shall make any
24 data collected pursuant to this paragraph available on the board's
25 Internet Web site. It is the intent of the Legislature that the board
26 promote collaboration and the reduction of duplication of data
27 collection and reporting efforts where possible.

28 (c) The board may do either of the following:

29 (1) Collect, evaluate, publish, and disseminate statistics and
30 other information on the condition and progress of criminal justice
31 in the state.

32 (2) Perform other functions and duties as required by federal
33 acts, rules, regulations, or guidelines in acting as the administrative
34 office of the state planning agency for distribution of federal grants.

35 (d) Nothing in this chapter shall be construed to include, in the
36 provisions set forth in this section, funds already designated to the
37 Local Revenue Fund 2011 pursuant to Section 30025 of the
38 Government Code.

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