

AMENDED IN SENATE AUGUST 19, 2014

AMENDED IN SENATE JUNE 12, 2014

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

ASSEMBLY BILL

No. 1920

Introduced by Assembly Member Campos

February 19, 2014

An act to ~~add and repeal Title 15.5 (commencing with Section 97000) of the Government Code, and to amend Section 6027 of the Penal Code,~~ relating to corrections.

LEGISLATIVE COUNSEL'S DIGEST

AB 1920, as amended, Campos. Board of State and Community Corrections.

Existing law establishes the Board of State and Community Corrections to collect and maintain available information and data about state and community correctional policies, practices, capacities, and needs, as specified. Existing law also requires the board to develop incentives for units of local government to develop comprehensive regional partnerships whereby adjacent jurisdictions pool grant funds in order to deliver services to a broader target population and maximize the impact of state funds at the local level.

This bill would specifically require that those services include job training and employment opportunities, and that the target population include at-risk youth.

~~The bill would also enact, only until January 1, 2020, the Social Impact Partnerships Pilot Program, and would require the board to administer the program. The bill would authorize the Chair of the Board of State and Community Corrections, upon the appropriation of~~

~~sufficient funds by the Legislature, to enter into “social impact partnerships,” which would be defined as contracts for services provided to address a defined demographic group’s particular needs that are traditionally addressed through state programs. The bill would authorize the chair to identify and submit proposed social impact partnerships to specified members of the Legislature beginning in 2015, and would require the chair to report annually to the Governor and Legislature on the status of each ongoing social impact partnership. The bill would also require the chair to consult with the appropriate state agency or department responsible for administering a state program that would be affected by the proposed social impact partnership. The bill would create the Social Innovation Financing Trust Fund in the State Treasury and require that all funds appropriated by the Legislature for purposes of the program, as specified, be deposited into the fund.~~

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

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

1 SECTION 1. ~~Title 15.5 (commencing with Section 97000) is~~
 2 ~~added to the Government Code, to read:~~

3
 4 TITLE 15.5. SOCIAL IMPACT PARTNERSHIPS PILOT
 5 PROGRAM
 6

7 97000. ~~For purposes of this title, the following definitions~~
 8 ~~apply:~~

9 (a) ~~“Board” means the Board of State and Community~~
 10 ~~Corrections.~~

11 (b) ~~“Chair” means the Chair of the Board of State and~~
 12 ~~Community Corrections.~~

13 (c) ~~“Social impact partnership,” which may also be known and~~
 14 ~~referred to as a “pay for success contract,” refers to a contract for~~
 15 ~~services provided to address a defined demographic group’s~~
 16 ~~particular needs that are traditionally addressed through state~~
 17 ~~programs, and funding for those programs, and that are entered~~
 18 ~~into in order to improve outcomes and lower costs because payment~~
 19 ~~is made only after measured results are achieved.~~

20 97001. ~~(a) There is hereby established the Social Impact~~
 21 ~~Partnerships Pilot Program.~~

- 1 ~~(b) The board shall administer the Social Impact Partnerships~~
2 ~~Pilot Program.~~
- 3 ~~(e) (1) The chair may identify and submit proposed social~~
4 ~~impact partnerships to the chairs of the Senate and Assembly~~
5 ~~budget committees and the chairs of the relevant subcommittee~~
6 ~~for consideration with the May Revision of the Governor's Budget~~
7 ~~each year beginning in 2015.~~
- 8 ~~(2) Before submitting a proposed social impact partnership~~
9 ~~pursuant to paragraph (1), the chair shall consult with the~~
10 ~~appropriate state agency or department responsible for~~
11 ~~administering a state program that would be affected by the~~
12 ~~proposed social impact partnership.~~
- 13 ~~(3) At a minimum, each submission shall include all of the~~
14 ~~following:~~
- 15 ~~(A) A description of the proposed social program.~~
- 16 ~~(B) A description of the organization's experience in providing~~
17 ~~the proposed social program.~~
- 18 ~~(C) A description of the financial stability of the organization.~~
- 19 ~~(D) An identification of each component of the social program~~
20 ~~to be provided.~~
- 21 ~~(E) A description of the manner in which the social services~~
22 ~~will be provided.~~
- 23 ~~(F) A description of the recruitment or selection process, or~~
24 ~~both, for participants in the social program.~~
- 25 ~~(G) The proposed quantifiable results upon which success of~~
26 ~~the social program will be measured.~~
- 27 ~~(H) An itemization of all expenses proposed to be reimbursed~~
28 ~~under the contract.~~
- 29 ~~97002. (a) Upon appropriation of sufficient funds by the~~
30 ~~Legislature, the chair shall enter into a contract with the approved~~
31 ~~applicant.~~
- 32 ~~(b) Each contract shall include all of the following:~~
- 33 ~~(1) A requirement that the payment be conditioned on the~~
34 ~~achievement of specific outcomes based upon defined performance~~
35 ~~targets.~~
- 36 ~~(2) An objective process by which an independent evaluator,~~
37 ~~selected by the chair, will determine whether the performance~~
38 ~~targets have been achieved.~~
- 39 ~~(3) A calculation of the amount and timing of payments that~~
40 ~~would be earned by the service provider during each year of the~~

1 agreement if performance targets are achieved as determined by
2 the independent evaluator.

3 ~~(4) A determination by the chair that the contract will result in~~
4 ~~significant performance improvements and budgetary savings~~
5 ~~across impacted agencies or departments if the performance targets~~
6 ~~are achieved.~~

7 ~~(e) The chair shall not enter into any contract that exceeds the~~
8 ~~funds appropriated for it by the Legislature.~~

9 ~~97003. (a) The Social Innovation Financing Trust Fund is~~
10 ~~hereby created in the State Treasury. All funds appropriated by~~
11 ~~the Legislature pursuant to Section 97002 shall be deposited into~~
12 ~~the Social Innovation Financing Trust Fund.~~

13 ~~(b) Social impact partnership contracts entered into by the board~~
14 ~~with approved applicants shall be paid from the Social Innovation~~
15 ~~Financing Trust Fund.~~

16 ~~97004. (a) The board may adopt regulations to implement this~~
17 ~~title.~~

18 ~~(b) The board shall adopt a reasonable application fee that is~~
19 ~~sufficient to cover the expenses incurred by the board in processing~~
20 ~~the application.~~

21 ~~97005. (a) The chair shall report annually to the Governor and~~
22 ~~Legislature on the status of each ongoing social impact partnership,~~
23 ~~including, but not limited to, a description of the desired outcome~~
24 ~~and an overview of the independent evaluator's findings. The~~
25 ~~report shall also contain an accounting of the Social Innovation~~
26 ~~Financing Trust Fund.~~

27 ~~(b) A report made pursuant to this section shall be made in~~
28 ~~accordance with the requirements of Section 9795.~~

29 ~~(c) This section shall remain in effect only until January 1, 2020,~~
30 ~~and as of that date is repealed, unless a later enacted statute, that~~
31 ~~is enacted before January 1, 2020, deletes or extends that date.~~

32 ~~97006. This title shall not create a statutory entitlement to~~
33 ~~services or any contractual obligation on the part of the state.~~

34 ~~97007. This title shall remain in effect only until January 1,~~
35 ~~2020, and as of that date is repealed, unless a later enacted statute,~~
36 ~~that is enacted before January 1, 2020, deletes or extends that date.~~

37 ~~SEC. 2.~~

38 *SECTION 1.* Section 6027 of the Penal Code is amended to
39 read:

1 6027. (a) It shall be the duty of the Board of State and
2 Community Corrections to collect and maintain available
3 information and data about state and community correctional
4 policies, practices, capacities, and needs, including, but not limited
5 to, prevention, intervention, suppression, supervision, and
6 incapacitation, as they relate to both adult corrections, juvenile
7 justice, and gang problems. The board shall seek to collect and
8 make publicly available up-to-date data and information reflecting
9 the impact of state and community correctional, juvenile justice,
10 and gang-related policies and practices enacted in the state, as well
11 as information and data concerning promising and evidence-based
12 practices from other jurisdictions.

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

15 (1) Develop recommendations for the improvement of criminal
16 justice and delinquency and gang prevention activity throughout
17 the state.

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

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

29 (A) A county supervisor or county administrative officer,
30 selected after conferring with the California State Association of
31 Counties.

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

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

36 (D) A district attorney, selected after conferring with the
37 California District Attorneys Association.

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

1 (F) The Secretary of the Department of Corrections and
2 Rehabilitation.

3 (G) A representative from the Administrative Office of the
4 Courts.

5 (H) A representative from a nonpartisan, nonprofit policy
6 institute with experience and involvement in research and data
7 relating to California's criminal justice system.

8 (I) A representative from a nonprofit agency providing
9 comprehensive reentry services.

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

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

16 (6) Identify delinquency and gang intervention and prevention
17 grants that have the same or similar program purpose, are allocated
18 to the same entities, serve the same target populations, and have
19 the same desired outcomes for the purpose of consolidating grant
20 funds and programs and moving toward a unified single
21 delinquency intervention and prevention grant application process
22 in adherence with all applicable federal guidelines and mandates.

23 (7) Cooperate with and render technical assistance to the
24 Legislature, state agencies, units of general local government,
25 combinations of those units, or other public or private agencies,
26 organizations, or institutions in matters relating to criminal justice
27 and delinquency prevention.

28 (8) Develop incentives for units of local government to develop
29 comprehensive regional partnerships whereby adjacent jurisdictions
30 pool grant funds in order to deliver services, such as job training
31 and employment opportunities, to a broader target population,
32 including at-risk youth, and maximize the impact of state funds at
33 the local level.

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

36 (10) Identify and evaluate state, local, and federal gang and
37 youth violence suppression, intervention, and prevention programs
38 and strategies, along with funding for those efforts. The board shall
39 assess and make recommendations for the coordination of the
40 state's programs, strategies, and funding that address gang and

1 youth violence in a manner that maximizes the effectiveness and
2 coordination of those programs, strategies, and resources. By
3 January 1, 2014, the board shall develop funding allocation policies
4 to ensure that within three years no less than 70 percent of funding
5 for gang and youth violence suppression, intervention, and
6 prevention programs and strategies is used in programs that utilize
7 promising and proven evidence-based principles and practices.
8 The board shall communicate with local agencies and programs
9 in an effort to promote the best evidence-based principles and
10 practices for addressing gang and youth violence through
11 suppression, intervention, and prevention.

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

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

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

37 (1) Collect, evaluate, publish, and disseminate statistics and
38 other information on the condition and progress of criminal justice
39 in the state.

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

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

O