

AMENDED IN SENATE AUGUST 5, 1998

AMENDED IN SENATE JULY 2, 1998

AMENDED IN ASSEMBLY MAY 27, 1998

AMENDED IN ASSEMBLY MAY 22, 1998

AMENDED IN ASSEMBLY APRIL 14, 1998

CALIFORNIA LEGISLATURE—1997–98 REGULAR SESSION

**ASSEMBLY BILL**

**No. 2261**

**Introduced by Assembly Members Aguiar and Migden  
(Coauthors: Assembly Members Baca, Havice, Hertzberg,  
Strom-Martin, and Washington)**

February 19, 1998

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An act to amend Sections 749.21, 749.22, 749.23, ~~749.25,~~  
749.26, and 749.27 of the Welfare and Institutions Code,  
relating to juvenile crime, *and declaring the urgency thereof,*  
*to take effect immediately.*

LEGISLATIVE COUNSEL'S DIGEST

AB 2261, as amended, Aguiar. Local juvenile delinquency prevention.

Existing law establishes the Juvenile Crime Enforcement and Accountability Challenge Grant Program, which is administered by the Board of Corrections. Existing law specifies the standards for the award of grants on a competitive basis to counties that develop and implement comprehensive plans to respond to juvenile crime and demonstrate a collaborative approach for implementing a

system of swift responses for at-risk youth and juvenile offenders.

Existing law authorizes the board to award up to \$2,000,000 statewide in individual grants not exceeding \$150,000 on a competitive basis to counties to assist in establishing a multiagency coordinating group or developing a local action plan.

This bill would provide that the grants are to be awarded on a competitive basis following request-for-proposal evaluation standards and guidelines developed by the board, as specified. This bill would ~~revise the amounts of the grants that may be awarded, as specified, and~~ require the board to develop an interim report and final analysis to be submitted to the Legislature, as specified.

*The bill would declare that it is to take effect immediately as an urgency statute.*

Vote: ~~majority~~<sup>2/3</sup>. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

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

1 SECTION 1. Section 749.21 of the Welfare and  
 2 Institutions Code is amended to read:  
 3 749.21. The Juvenile Crime Enforcement and  
 4 Accountability Challenge Grant Program shall be  
 5 administered by the Board of Corrections for the purpose  
 6 of reducing juvenile crime and delinquency. This  
 7 program shall award grants on a competitive basis  
 8 following request-for-proposal evaluation standards and  
 9 guidelines developed by the Board of Corrections, as  
 10 authorized by this article, to counties that (a) develop  
 11 and implement a comprehensive, multiagency local  
 12 action plan that provides for a continuum of responses to  
 13 juvenile crime and delinquency, including collaborative  
 14 ways to address local problems of juvenile crime; and (b)  
 15 demonstrate a collaborative and integrated approach for  
 16 implementing a system of swift, certain, graduated  
 17 responses, and appropriate sanctions for at-risk youth and  
 18 juvenile offenders.



1 SEC. 2. Section 749.22 of the Welfare and Institutions  
2 Code is amended to read:

3 749.22. To be eligible for this grant, each county shall  
4 be required to establish a multiagency juvenile justice  
5 coordinating council that shall develop and implement a  
6 continuum of county-based responses to juvenile crime.  
7 The coordinating councils shall, at a minimum, include  
8 the chief probation officer, as chair, and one  
9 representative each from the district attorney's office,  
10 the public defender's office, the sheriff's department, the  
11 board of supervisors, the department of social services,  
12 the department of mental health, a community-based  
13 drug and alcohol program, a city police department, the  
14 county office of education or a school district, and an  
15 at-large community representative. In order to carry out  
16 its duties pursuant to this section, a coordinating council  
17 shall also include representatives from *nonprofit*  
18 community-based organizations providing services to  
19 minors, ~~charitable or religious organizations, and local~~  
20 ~~businesses. The board of.~~ *The board of* supervisors shall be  
21 informed of community-based organizations  
22 participating on a coordinating council. The coordinating  
23 councils shall develop a comprehensive, multiagency  
24 plan that identifies the resources and strategies for  
25 providing an effective continuum of responses for the  
26 prevention, intervention, supervision, treatment, and  
27 incarceration of juvenile offenders, *including strategies*  
28 *to develop and implement locally based or regionally*  
29 *based out-of-home placement options for youths who are*  
30 *persons described in Section 602.* Counties may utilize  
31 community punishment plans developed pursuant to  
32 grants awarded from funds included in the 1995 Budget  
33 Act to the extent the plans address juvenile crime and the  
34 juvenile justice system or local action plans previously  
35 developed for this program. The plan shall include, but  
36 not be limited to, the following components:

37 (a) An assessment of existing law enforcement,  
38 probation, education, mental health, health, social  
39 services, drug and alcohol and youth services resources



1 which specifically target at-risk juveniles, juvenile  
2 offenders, and their families.

3 (b) An identification and prioritization of the  
4 neighborhoods, schools, and other areas in the  
5 community that face a significant public safety risk from  
6 juvenile crime, such as gang activity, daylight burglary,  
7 late-night robbery, vandalism, truancy, controlled  
8 substance sales, firearm-related violence, and juvenile  
9 alcohol use within the council’s jurisdiction.

10 (c) A local action plan (LAP) for improving and  
11 marshaling the resources set forth in subdivision (a) to  
12 reduce the incidence of juvenile crime and delinquency  
13 in the areas targeted pursuant to subdivision (b) and the  
14 greater community. The councils shall prepare their  
15 plans to maximize the provision of collaborative and  
16 integrated services of all the resources set forth in  
17 subdivision (a), and shall provide specified strategies for  
18 all elements of response, including prevention,  
19 intervention, suppression, and incapacitation, to provide  
20 a continuum for addressing the identified juvenile crime  
21 problem, *and strategies to develop and implement locally*  
22 *based or regionally based out-of-home placement options*  
23 *for youths who are persons described in Section 602.*

24 (d) Develop information and intelligence-sharing  
25 systems to ensure that county actions are fully  
26 coordinated, and to provide data for measuring the  
27 success of the grantee in achieving its goals. The plan shall  
28 develop goals related to the outcome measures that shall  
29 be used to determine the effectiveness of the program.

30 (e) Identify outcome measures which shall include,  
31 but not be limited to, the following:

- 32 (1) The rate of juvenile arrests.
- 33 (2) The rate of successful completion of probation.
- 34 (3) The rate of successful completion of restitution and  
35 court-ordered community service responsibilities.

36 SEC. 3. Section 749.23 of the Welfare and Institutions  
37 Code is amended to read:

38 749.23. The Board of Corrections shall award grants  
39 that provide funding for three years. Funding shall be  
40 used to supplement, rather than supplant, existing



1 programs and grants may be awarded to any county  
2 including those counties currently receiving funds  
3 pursuant to this article. Grant funds shall be used for  
4 programs that are identified in the local action plan as  
5 part of a continuum of responses to reduce juvenile crime  
6 and delinquency. No grant shall be awarded unless the  
7 applicant makes available resources in an amount equal  
8 to at least 25 percent of the amount of the grant.  
9 Resources may include in-kind contributions from  
10 participating agencies. In awarding grants, priority shall  
11 be given to those proposals which include additional  
12 funding that exceeds 25 percent of the amount of the  
13 grant. In awarding grants, priority shall also be given to  
14 programs in counties where the population exceeds  
15 500,000 and the rate of violent crime exceeds the state  
16 average.

17 ~~SEC. 4. Section 749.25 of the Welfare and Institutions~~  
18 ~~Code is amended to read:~~

19 ~~749.25. The Board of Corrections may award up to a~~  
20 ~~total of two million dollars (\$2,000,000) statewide, in~~  
21 ~~individual grants not exceeding fifty thousand dollars~~  
22 ~~(\$50,000) to counties to assist in developing or updating~~  
23 ~~a local action plan. The board may also award up to five~~  
24 ~~hundred thousand dollars (\$500,000) statewide, in~~  
25 ~~individual grants not exceeding one hundred thousand~~  
26 ~~dollars (\$100,000) to extend program evaluation followup~~  
27 ~~activities for existing programs which demonstrate~~  
28 ~~promise for program replication.~~

29 ~~SEC. 5.~~

30 ~~SEC. 4. Section 749.26 of the Welfare and Institutions~~  
31 ~~Code is amended to read:~~

32 ~~749.26. The Board of Corrections shall create an~~  
33 ~~evaluation design for the Juvenile Crime Enforcement~~  
34 ~~and Accountability Challenge Grant Program that will~~  
35 ~~assess the effectiveness of the program. For grants~~  
36 ~~awarded before July 1, 1998, the board shall develop an~~  
37 ~~interim report to be submitted to the Legislature on or~~  
38 ~~before March 1, 1999, and a final analysis of the grant~~  
39 ~~program in a report to be submitted to the Legislature on~~  
40 ~~or before March 1, 2001. For grants awarded after July 1,~~



1 1998, the board shall develop an interim report to be  
2 submitted to the Legislature on or before ~~July~~ March 1,  
3 2001, and a final analysis of the grant program in a report  
4 to be submitted to the Legislature on or before March 1,  
5 2003.

6 ~~SEC. 6.~~

7 *SEC. 5.* Section 749.27 of the Welfare and Institutions  
8 Code is amended to read:

9 749.27. Funding for the Juvenile Crime Enforcement  
10 and Accountability Challenge Grant Program for grant  
11 awards made before July 1, 1998, shall be provided from  
12 the amount appropriated in Item 5430-101-0001 of the  
13 Budget Act of 1996. Up to 5 percent of the amount  
14 appropriated in Item 5430-101-0001 of the Budget Act of  
15 1996 shall be transferred upon the approval of the  
16 Director of Finance, to Item 5430-001-0001 for  
17 expenditure as necessary for the board to administer this  
18 program, including technical assistance to counties and  
19 the development of an evaluation component. ~~For grant~~  
20 ~~awards made after July 1, 1998, it is the intent of the~~  
21 ~~Legislature to appropriate fifty million dollars~~  
22 ~~(\$50,000,000) in the Budget Act of 1998 for funding the~~  
23 ~~Juvenile Crime Enforcement and Accountability~~  
24 ~~Challenge Grant Program. Up to 5 percent of the amount~~  
25 ~~appropriated in the Budget Act of 1998 for the Juvenile~~  
26 ~~Crime Enforcement and Accountability Challenge Grant~~  
27 ~~Program shall be transferred, upon the approval of the~~  
28 ~~Director of Finance, to the Board of Corrections, as~~  
29 ~~necessary for the board to administer this program,~~  
30 ~~provide technical assistance to counties, and to develop~~  
31 ~~and monitor the evaluation of this program.~~

32 *SEC. 6.* *It is the intent of the Legislature that the*  
33 *Juvenile Crime Enforcement and Accountability*  
34 *Challenge Grant Program be funded at a minimum of*  
35 *twenty-five million dollars (\$25,000,000) annually*  
36 *through the 2001-02 fiscal year.*

37 *SEC. 7.* *This act is an urgency statute necessary for the*  
38 *immediate preservation of the public peace, health, or*  
39 *safety within the meaning of Article IV of the*



1 *Constitution and shall go into immediate effect. The facts*  
2 *constituting the necessity are:*

3 *In order to provide resources for the immediate needs*  
4 *of counties to establish or enhance programs that provide*  
5 *a continuum of swift, graduated responses to juvenile*  
6 *crime, including increasing or enhancing the existing*  
7 *number of out-of-home placement options for delinquent*  
8 *youth, it is necessary that this act take effect immediately.*

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