

AMENDED IN SENATE AUGUST 29, 2011

AMENDED IN ASSEMBLY MAY 27, 2011

AMENDED IN ASSEMBLY APRIL 25, 2011

CALIFORNIA LEGISLATURE—2011–12 REGULAR SESSION

ASSEMBLY BILL

No. 1387

Introduced by Assembly Member Solorio
(Coauthor: Senator Hancock)

February 18, 2011

An act to add *and repeal* Section 3054.5~~to~~ of the Penal Code, relating to parole.

LEGISLATIVE COUNSEL'S DIGEST

AB 1387, as amended, Solorio. Rebuilding Communities and Rebuilding Lives Act of 2011.

Existing law, until January 1, 2011, required the Department of Corrections and Rehabilitation to establish a pilot program in Alameda County for parolees returning to Alameda County to conduct needs-based assessments of the individual parolees, as specified.

This bill would require the California Emergency Management Agency, *until January 1, 2017*, subject to an appropriation of funds, *and, additionally, with funds received through private contributions*, to establish a Youthful Offender Reentry (Cal-YOR) competitive grant program specifically targeting offenders who will be between 16 and 23 years of age upon their release from a local county juvenile facility, the Department of Corrections and Rehabilitation's Division of Juvenile Facilities, probation, or parole to assist in community reintegration upon release, as specified. The reentry programs would include construction training, academic services, counseling, and tracking of graduates after

completion of the program. The bill would require the agency to maintain statistical information related to the reentry programs, as specified.

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. Section 3054.5 is added to the Penal Code, to
2 read:

3 3054.5. (a) (1) The California Emergency Management
4 Agency, to the extent funds are appropriated for the purpose of
5 this section, shall establish a Youthful Offender Reentry (Cal-YOR)
6 competitive grant program specifically targeting offenders who
7 will be between 16 and 23 years of age upon their release from a
8 local county juvenile facility, the Department of Corrections and
9 Rehabilitation's Division of Juvenile Facilities, probation, or
10 parole. *In addition to funds appropriated for the purpose of this*
11 *section as specified in this paragraph, the agency may additionally*
12 *accept private contributions to fund grants authorized by this*
13 *section.*

14 (2) Grantees shall preenroll eligible youths into eligible
15 community programs, as defined in this section. Priority shall be
16 given to programs that have existed for at least one year prior to
17 the effective date of this section and to those eligible community
18 programs that have operated at any time in the previous three years.

19 (3) Each grantee shall officially enroll each youthful offender
20 into its program no more than 72 hours after release from a
21 described local or state facility. Participation of an eligible youth
22 in any eligible community program shall commence no more than
23 72 hours after release, parole, or discharge from a facility operated
24 by the department or the local entity. Enrollment and participation
25 are subject to the approval of each program or local entity.

26 (b) For purposes of this section, an "eligible community
27 program" means, at a minimum, a program that provides all of the
28 following:

29 (1) Integrated education and job training services and activities
30 on an equally divided basis, with 50 percent of participants' time
31 spent in classroom-based instruction, counseling, and leadership

1 development instruction, and 50 percent of participants' time spent
2 in experiential job training.

3 (A) The education component described in this paragraph shall
4 include basic skills instruction, secondary education services, and
5 other activities designed to lead to the attainment of a high school
6 diploma or its equivalent. The curriculum for this component shall
7 include math, language arts, vocational education, life skills
8 training, social studies related to the cultural and community history
9 of the participants, and leadership skills.

10 (B) Bilingual services shall be available for individuals with
11 limited English proficiency and an English learning curriculum
12 shall be provided where feasible and appropriate.

13 (C) A program shall have a goal of a minimum
14 teacher-to-student ratio of one teacher for every 18 students.

15 (D) The job training component described in paragraph (1) shall
16 involve work experience and skills training apprenticeships related
17 to construction and rehabilitation activities as described in
18 paragraph (4).

19 (2) Assistance in attaining postsecondary education and in
20 obtaining financial aid shall be made available to participants prior
21 to graduation from the program.

22 (3) Counseling services designed to assist participants in
23 positively participating in society, including all of the following,
24 as necessary:

25 (A) Outreach, assessment, and orientation.

26 (B) Individual and peer counseling.

27 (C) Life skills training.

28 (D) Drug and alcohol abuse education and prevention.

29 (E) Referral to appropriate drug rehabilitation, medical, mental
30 health, legal, housing, and other community services and resources.

31 A program shall have a goal of a minimum counselor-to-participant
32 ratio of one counselor for every 28 participants.

33 (4) Acquisition, rehabilitation, acquisition and rehabilitation,
34 or construction of housing and related facilities to be used for the
35 purpose of providing home ownership for disadvantaged persons,
36 residential housing for homeless individuals and very low income
37 families, or transitional housing for persons who are homeless, ill,
38 deinstitutionalized, or who have disabilities or special needs.

39 (5) Leadership development training that provides participants
40 with meaningful opportunities to develop leadership skills,

1 including decisionmaking, problem solving, and negotiating. A
2 program shall encourage participants to develop strong peer group
3 ties that support their mutual pursuit of skills and values.

4 (c) Each eligible community program shall work cooperatively
5 with local probation and parole offices to ensure appropriate
6 oversight of any eligible youth who enrolls and participates in the
7 program for the duration of the eligible youth's participation and
8 term of probation or parole. Eligible community programs shall
9 meet the requirements described in Article 4 (commencing with
10 Section 9800) of Chapter 2 of Part 1 of Division 3 of the
11 Unemployment Insurance Code.

12 (d) For purposes of this section, an "eligible youth" means a
13 person between 16 and 23 years of age, who is economically
14 disadvantaged, as defined in Section 12511 of Title 42 of the
15 United States Code, and who is under the custody and control of
16 the Department of Corrections and Rehabilitation, Division of
17 Juvenile Facilities or a county.

18 (e) Priority for enrollment shall be given to eligible youths whom
19 the department or local entity has determined to be gang affiliated,
20 or who have an immediate family member who has been identified
21 as gang affiliated.

22 (f) The California Emergency Management Agency shall
23 maintain statistical information on the success of this program,
24 including, but not limited to, the number of eligible youths served
25 and the rate of return to custody for those eligible youths who
26 enroll and participate in an eligible community program. This
27 information shall be provided to the Legislature upon request.

28 (g) *This section shall remain in effect only until January 1, 2017,*
29 *and as of that date is repealed, unless a later enacted statute, that*
30 *is enacted before January 1, 2017, deletes or extends that date.*