MARIPosa COUNTY
BOARD OF SUPERVISORS
DEPARTMENT: DISTRICT ATTORNEY
BY: CHRIS JOHNSON
PHONE: 966-3626

AGENDA ACTION FORM
DATE: 02-22-2000
AGENDA ITEM NO.: 5

RECOMMENDED ACTION AND JUSTIFICATION: (Policy Item: Yes ___ No ___)

Resolution adopting the Insufficient Funds Check Collection and Diversion Program and authorizing the District Attorney and the Chairperson of the Mariposa County Board of Supervisors to execute an agreement between the Mariposa County District Attorney and the District Attorney Technical Services, Ltd.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

Mr. Henry Craighead, President of the Computer Support Services, a Division of District Attorney Technical Services, Ltd., will be in attendance. In addition, please see attachments outlining this program.

LIST ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

COSTS: ( ) Not Applicable
A. Budgeted Current FY $
B. Total Anticipated Costs $
C. Required Additional Funding $
D. Internal Transfers $

SOURCE: ( ) 4/5ths Vote Required $
A. Unanticipated Revenues $
B. Reserve for Contingencies $
C. Source Description:

Balance in Reserve for Contingencies, if approved:

SPECIAL INSTRUCTIONS:
List the attachments and number the pages consecutively:

ADMINISTRATIVE OFFICER'S RECOMMENDATION:
This item on agenda as:

Recommended
Not Recommended
For Policy Determination
Submitted with Comment
Returned for Further Action

Comment:

ATTEST:
MARGIE WILLIAMS, Clerk of the Board
County of Mariposa, State of California

BY: Deputy

c:\winword\agenda\actionfm.doc

Action Form Revised 5/92
BEFORE
THE BOARD OF SUPERVISORS
OF THE COUNTY OF MARIPOSA
STATE OF CALIFORNIA

In the Matter of

) Resolution No. 00-77
) A RESOLUTION DECLARING SUFFICIENT
) FUNDS ARE AVAILABLE TO FUND A BAD
) CHECK DIVERSION PROGRAM AND
) AUTHORIZING CHAIRPERSON OF BOARD
) OF SUPERVISORS TO EXECUTE AGREEMENT
) WITH DISTRICT ATTORNEY TECHNICAL
) SERVICES, LTD.
) DBA: COMPUTER SUPPORT SERVICES

WHEREAS, California Penal Code Section 1001.60 et seq. authorizes the district
attorney of a California county to create a program for persons who write and/or pass bad
checks in the county which will allow such persons to avoid criminal prosecution upon meeting
certain conditions, including, but not necessarily limited to, the payment of restitution on such
bad checks, the payment of statutory fees to the district attorney, and attendance and
completion of remedial classes;

WHEREAS, California Penal Code Section 1001.60 provides that a district attorney of
a California county may contract with a private entity to conduct a bad check diversion program;

WHEREAS, District Attorney Technical Services, Ltd., DBA: Computer Support Services
has agreed to conduct a bad check diversion program at no cost to the County of Mariposa and
the County of Mariposa will receive thirty percent of all fees generated from the operation of the
program;

WHEREAS, the Board of Supervisors pursuant to Section 1001.60 of the California
Penal Code must declare that there are sufficient funds available to fund a bad check
diversion program;
WHEREAS, the Board of Supervisors recognizes that the issuing and passing of bad checks within Mariposa County has a highly negative impact upon the economy of Mariposa County;

NOW, THEREFORE, BE IT RESOLVED that, to the extent the costs of the District Attorney's Bad Check Diversion Program under the provisions of California Penal Code Section 1001.60 et seq. are to be borne, and are borne, by the fees generated from the operation of such program, the funds for such a program are available within the meaning of Section 1001.60 of the California Penal Code;

BE IT FURTHER RESOLVED THAT the District Attorney is authorized to execute the agreement with District Attorney Technical Services, Ltd., DBA: Computer Support Services on behalf of Mariposa County.

THE foregoing Resolution was adopted this 22nd day of February, 2000, by the following vote:

Supervisor Reilly voted: (absent)
Supervisor Balmain voted: aye
Supervisor Stewart voted: aye
Supervisor Parker voted: aye
Supervisor Pickard voted: aye

Chairperson, Board of Supervisors

ATTEST:

Clerk, Board of Supervisors

Approved as to Legal Form:

COUNTY COUNSEL

By