

RECOMMENDED ACTION AND JUSTIFICATION:

(Policy Item: Yes ___ No X)

Adopt a Resolution in support of SB 2055 (Costa) - California Youth Authority Sliding Scale.

SB 2055 would redirect a portion of the fee currently sent to CYA and return it to the county of commitment to be placed in a Local Juvenile Justice Program Development Fund. Monies in the fund would be earmarked for juvenile programs and facilities dedicated to the punishment, treatment and rehabilitation of juvenile offenders. SB 2055 would also freeze the cost CYA can charge counties at the January 1, 1997, level. This would remedy the fact that the per capita cost CYA charges counties has continually increased (as counties send fewer kids to CYA our per-kid-cost increases).

The Mariposa County Chief Probation Officer recommends support of this legislature.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

The Board has adopted resolutions in support of legislation that would save the County money.

LIST ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

Write a letter in support of SB 2055 instead of adopting a resolution of support.

Do not adopt a resolution in support of SB 2055.

COSTS: (x) 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: Letter from CSAC requesting support of SB 2055 along with a sample resolution. Letter from Jim Moffett supporting SB 2055.
CLERKS USE ONLY: Res. No. <u>98-124</u> Ord. No. _____ Vote - Ayes: <u>4</u> Noes: _____ Absent: <u>Reilly</u> Abstained: _____ Approved () Denied () Minute Order Attached () No Action Necessary () The foregoing instrument is a correct copy of the original on file in this office Date: _____ ATTEST: MARGIE WILLIAMS, Clerk of the Board County of Mariposa, State of California BY: _____ Deputy		ADMINISTRATIVE OFFICER'S RECOMMENDATION: This item on agenda as: <input checked="" type="checkbox"/> Recommended <input type="checkbox"/> Not Recommended <input type="checkbox"/> For Policy Determination <input type="checkbox"/> Submitted with Comment <input type="checkbox"/> Returned for Further Action Comment: _____ CAO's Initials: <u>JH</u>

RESOLUTION NO. 98-124
OF THE MARIPOSA COUNTY BOARD OF SUPERVISORS
IN SUPPORT OF SB 2055 (COSTA)
CALIFORNIA YOUTH AUTHORITY SLIDING SCALE

WHEREAS, since January 1, 1997, the California Youth Authority (CYA) has charged counties fees of up to \$35,000 for the incarceration of "low level" juvenile offenders in its facilities, which could raise Mariposa County's costs immensely; and

WHEREAS, the method used by CYA appears to charge counties a higher rate per capita as counties comply with the spirit of the law by sending fewer low level offenders to CYA; and

WHEREAS, SB 2055 by Senator Jim Costa would make intelligent and creative changes to the application of these charges and would return a portion of the fees to counties to be dedicated to juvenile programs in the County,

NOW, THEREFORE, BE IT RESOLVED that the Mariposa County Board of Supervisors supports the adoption of SB 2055 and urges the Legislature and Governor Pete Wilson to adopt this fair and reasonable measure.

PASSED AND ADOPTED by the Mariposa County Board of Supervisors, a political subdivision of the State of California, this 7th day of April, 1998, by the following vote:

Ayes: Balmain, Stewart, Parker, Pickard

Noes: None

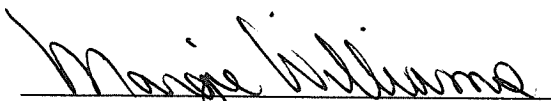
Absent: Reilly

Abstained: None

BY 
VICE CHAIRMAN

PATTI A. REILLY, Chair
Mariposa County Board of Supervisors

Attest:


Margie Williams, Clerk of the Board

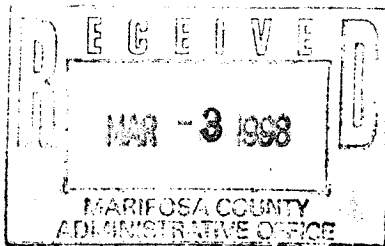
To: Janet Hogan

CSAC
From: Pamela Williams

CC: BOS
file

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California State Association of Counties



March 3, 1998

1100 K Street
Suite 101
Sacramento
California
95814

Telephone
916.327.7500

Facsimile
916.441.5507

TO: Chairs, Boards of Supervisors
All CAOs

FROM: Rubin R. Lopez and Nick Warner

Subject: Letter of Support for CSAC Sponsored Legislation
SB 2055 (Costa) – CYA Sliding Scale

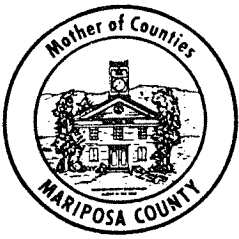
CSAC is the sponsor of SB 2055 (Costa), which makes significant changes to the way the state charges counties fees for sending "low level" juvenile offenders to the California Youth Authority. It is important for the success of this bill to have letters or resolutions of support from counties on this measure.

We have attached a sample resolution, which you should send to Senator Jim Costa's Office (c/or Larry Scheingold) @ 5100 Capitol Building, Sacramento, CA 95814. Please copy CSAC as well.

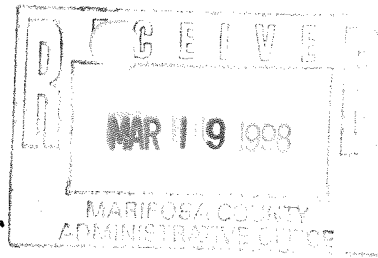
Specifically, SB 2055 would:

- Redirect a portion of the fee (difference between marginal cost and per capita cost) currently sent to CYA and return it to the county of commitment to be placed in a Local Juvenile Justice Program Development Fund. Monies in the fund would be earmarked for juvenile programs and facilities dedicated to the punishment, treatment and rehabilitation of juvenile offenders.
- Freeze the cost CYA can charge counties at the January 1, 1997 level. This would remedy that fact that the per capita cost CYA charges counties has continually increased (as counties send fewer kids to CYA their per kid cost increases).

Thank you.




PROBATION DEPARTMENT



James W. Moffett, Chief Probation Officer

DATE: March 18, 1998

TO: Patti Reilly, Supervisor District 1

FROM: Jim Moffett, Chief Probation Officer 

RE: Senate Bill 2055 (COSTA)

Thank you for your interest in Senate Bill 2055 (COSTA). I'm pleased that C.S.A.C. is continuing to support (and in this case, sponsor) legislation to reduce the impacts of the C.Y.A. sliding scale fee. I would encourage the board to support this legislation. I believe there will be additional attempts, through other bills, to address this issue.

The difficulty that currently exists is basic: The sliding scale fee legislation has accomplished what it intended. Commitments to the Youth Authority are down and counties have developed more local options to deal with low level offenders. However, most of us find it offensive that because of this "success" counties are facing yearly increases in fees because per capita costs have increased for the C.Y.A.

I testified on behalf of small counties at Public Safety Committee hearings regarding C.Y.A. fees. Our attempt to have small counties exempted from the fees was ultimately unsuccessful. The issues are somewhat complex and if you'd like further information I'd be please to discuss it further. Also, I'll keep you updated on other legislative proposals that may more directly benefit our county.