

COUNTYWIDE CRIMINAL JUSTICE COORDINATION COMMITTEE

MINUTES OF THE JUNE 21, 2006 MEETING

Kenneth Hahn Hall of Administration
500 West Temple Street, Room 739
Los Angeles, California 90012

MEMBERS PRESENT

Michael Antonovich, Chair
Lee Baca, Vice Chair
Peter Espinoza
Ray Fortner
Janice Fukai
Karl Henry
Anthony Hernandez
Jackie Hill
Dave Lambertson
Ralph Partridge
Richard Propster
Lakshmanan Sathyavagiswaran
Robert Taylor
Robert Todd

ALTERNATES

Tony Beliz for Marvin Southard
Ed Brekke for John Clarke
George Cardona for Debra Yang
Ellen Conley for Gary Dominguez
Matt Crawford for William Fujioka*
Rudy Diaz for Michael Nash
Xiomara Flores-Holguin for David Sanders
Pamela Hamanaka for Bill Lockyer
Jacquelyn Lacey for Steve Cooley*
Steve Lieberman for Margaret York
Fred Nazarbegian for Jon Fullinwider*
Patrick Ogawa for Bruce Chernoff
Steven Olivas for Antonio Villaraigosa
Jeffrey Ryan for John Torres*
Maxine Schmidl for David Janssen*
Buren Simmons for Roy Romer
Marty Vranicar for Rockard Delgadillo
*Not a designated alternate

MEMBERS NOT PRESENT OR REPRESENTED

Randy Adams, County Police Chiefs' Association, Chief of Glendale Police Department
Mark Arnold, Judge, Superior Court
Cynthia Banks, Community and Senior Services
William Bratton, Chief, Los Angeles Police Department
Dean Gits, Federal Public Defender
Michael Hoff, Judge, Superior Court
Jay Imperial, League of California Cities
Michael Judge, County Public Defender
Jeanne Kennedy, Quality and Productivity Commission
James Lewis, San Gabriel Police Chiefs' Association
William MacLaughlin, Presiding Judge, Superior Court
Loretta Martin, United States Probation Department
Stephen Port, South Bay Chiefs' Association
Darline Robles, County Office of Education
Bill Rosendahl, Los Angeles City Council, 11th District
Patricia Schnegg, Judge, Superior Court
David Spence, California Contract Cities Association
Dennis Tafoya, Office of Affirmative Action Compliance
J. Stephen Tidwell, Federal Bureau of Investigation
Robin Toma, County Human Relations Commission

Michael Tynan, Judge, Superior Court
Frank Venti, Independent Cities Association
Larry Waldie, Undersheriff
Mike Webb, County Prosecutors' Association
David Wesley, Judge, Superior Court

STAFF

Peggy Shuttleworth, Executive Director
Cynthia Machen
Craig Marin

GUESTS/OTHERS

Lori Glasgow, Board of Supervisors, Office of the Fifth District
Anna Maria Luna, Judge, Superior Court
Barbara Monran, Alcohol and Drug Programs Administration
Nati Munekiyo, Alcohol and Drug Programs Administration
Devallis Rutledge, District Attorney's Office
David Ryu, Board of Supervisors, Office of the Second District
Bruce Staniforth, Economy and Efficiency Committee
Gabriella Yap, County CAO

I. CONVENE / INTRODUCTIONS – Michael Antonovich

The meeting was called to order at 12:05 p.m. by Mayor Michael Antonovich, Chair of the Los Angeles County Board of Supervisors and Chair of this Committee.

Self-introductions of members and guests followed.

II. REVIEW / APPROVAL OF MINUTES – Michael Antonovich

There were no requests for revisions to the Minutes of the meeting on May 17, 2006. A Motion was made to approve the Minutes.

ACTION: The Motion to approve the Minutes of the May 17, 2006 meeting was seconded and approved without objection.

III. PROPOSITION 36 ANNUAL REPORT – Anna Maria Luna

Judge Ana Maria Luna, Chair of the Proposition 36 Implementation Task Force, presented the Proposition 36 Annual Report for Fiscal Year 2004-2005 (FY 04-05).

Proposition 36, the Substance Abuse and Crime Prevention Act, was approved by California voters in November 2000 and implemented in Los Angeles County in July 2001. It amended existing drug sentencing laws by requiring that criminal defendants who are convicted of a non-violent drug offense be placed in drug treatment, as opposed to incarceration, as a condition of probation.

The Proposition 36 Implementation Task Force is a standing subcommittee of CCJCC that serves as the advisory group responsible for the development of policies and procedures for this program.

Since July 2001, the number of individuals that have been sentenced into Proposition 36 has remained consistent, with 9,026 new defendants sentenced in FY 04-05. Of the 9,026 defendants, the Community Assessment Service Centers (CASC's) provided assessment and treatment referral services to 7,687 of them and, of that number, 6,334 reported to a community-based treatment provider as instructed.

Including those participants already in treatment at the start of the fiscal year, 16,427 participants received treatment during FY 04-05.

A total of 3,176 Proposition 36 defendants successfully completed treatment and subsequently were discharged by treatment providers. Of those, 2,544 cases petitioned the Court and had their cases dismissed, which represents an increase from the FY 03-04 total of 1,759.

It was noted that the demographics (age, gender, ethnicity, etc.) of the individuals that are participating in the Proposition 36 treatment programs has remained consistent since the start of the program.

Los Angeles County contracted with UCLA Integrated Substance Abuse Programs to conduct a study on the effectiveness of Proposition 36. The results of this study will be released soon in a report entitled, *Evaluation of the Substance Abuse and Crime Prevention Act, Los Angeles County*.

It is expected that 120 million dollars will be allocated statewide for Proposition 36 for FY 06-07, although negotiations are still ongoing. This amount would result in significant changes to the implementation of Proposition 36 in this County; there would have to either be a reduction in services that can be offered through Proposition 36, or a reduction in the amount of time that individuals will be given to show that they can succeed in the program.

A letter will be drafted for those members of CCJCC that wish to write to the State Legislature and advocate for continued or additional funding for Proposition 36. This will be distributed in the coming week.

A Motion was made to approve the Proposition 36 Annual Report for submission to the Board of Supervisors.

ACTION: The Motion to approve the Proposition 36 Annual Report for submission to the County Board of Supervisors was seconded and approved without opposition.

IV. LEGISLATIVE REPORT – Maxine Schmidl

Maxine Schmidl of the County CAO Intergovernmental Relations Branch appeared before this Committee to provide an update on current state legislation.

The statutory deadline for completion of the California State Budget passed on June 15th, and the State Legislature was unable to reach an agreement by that date. Discussions will therefore continue on a number of issues, including the following:

Proposition 36

As Judge Luna had noted, it appears that \$120 million will be allocated statewide for Proposition 36. While the California Assembly Budget had originally approved more, the Budget Conference Committee only approved \$120 million. The CAO's Office believes that \$209 million would be needed in order to fully fund the program.

SB 803 would authorize the renewal of Proposition 36.

COPS and JJCPA

The Conference Committee has approved \$100 million for Citizens Option for Public Safety (COPS), and an additional \$100 million for the Juvenile Justice Crime Prevention Act. This will maintain the current year appropriation for each program, although it is a disappointment to the County as the State Assembly had originally approved more.

Booking Fees

The Booking Fee proposal that is being discussed would appropriate \$40 million annually and create a statutory framework to replace the existing booking fee system. Local detention facility trust funds would be established in each County, and these would be used for facility operations, renovation, construction, and remodels. Additionally, the proposal would permit charging a local jail access fee for certain very limited violations and non-serious misdemeanors when a jurisdiction exceeds its historical average arrests for a three year period.

Neither budget subcommittee has addressed this yet, so it wasn't in the Conference Committee.

A major fiscal consideration with this proposal is that there is a lack of a cost escalator. In other words, it is capped at \$40 million annually, and this may not be enough given the potential increasing cost of providing services. The California State Association of Counties (CSAC) initially opposed the proposal, but facilitated negotiations by the Administration over the weekend addressed many concerns. This resulted in an agreement to delay the implementation until July 2007, and the creation of a working group to address the remaining outstanding issues.

California Multi-Jurisdictional Methamphetamine Enforcement Team

There is a proposed augmentation of \$20 million for the California Multi-Jurisdictional Methamphetamine Enforcement Team (Cal Met), which would be allocated on a regional basis. The Southern Region is slated to receive \$7.5 million, and both Budget Subcommittees have approved this for a two-year basis. One million dollars would be used to evaluate effectiveness on the local level.

Prosecution of Inmate Crimes and Detaining State Prisoners

For FY 06-07, this proposal would provide a \$21.8 million augmentation in local assistance funds to reimburse counties for the cost of prosecuting inmate crimes and detention of state prisoners.

Both the Senate and Assembly subcommittees have approved this measure.

Corrections Training

The Governor's May Revision provided \$19.5 million to counties to offset the cost of training local Department of Corrections officers in County Jails and Probation facilities. This provision was approved by both the Senate and Assembly.

Vertical Prosecution

A proposal would have increased state support for vertical prosecution, but the Conference Committee rejected the augmentation.

Three-Strikes

There are currently two bills in the State Legislature that address the law regarding "Three-Strikes" provisions.

AB 1256 would add over thirty additional crimes to the serious felony list. Examples include human trafficking, creating pathogens for use in weapons of mass destruction, and child abuse that is likely to produce great bodily harm.

SB 1642 would require that in order to qualify as a third strike, the offense must be a serious or violence felony. This bill currently appears to be stalled in the Senate.

Trunking

AB 1850 would make it an infraction for a person driving a motor vehicle to permit another person or persons to ride in the trunk of the vehicle. There have been a number of recent cases in which minors have allowed friends to ride in the trunk in order to avoid laws regulating the number of people who can ride in a motor vehicle if the minor driving is below a certain age. This has resulted in tragic accidents, and the bill is

intended to address this problem.

Kin-Gap

AB 1982 would extend the scope of the Kinship Guardianship Assistance Payment Program (Kin-Gap) to certain delinquent children that have been declared wards of the Juvenile Court.

The County supports this bill because it would help in the successful reentry for wards of the Juvenile Delinquency Court. Essentially, it provides funding for relative caregivers that are willing to care for these youth.

The bill is currently pending hearing in the Senate Human Services Committee on June 27, 2006.

Testing of Inmates

AB 2870 is a County-sponsored bill that was initiated by this Committee in response to attacks on defense counsel in Court. While the original proposal had added communicable diseases to the law that provides for the testing of inmates for HIV, that has been changed. The language now only adds testing for Hepatitis B and C, although County health experts have stated that this would still result in testing for the two most crucial communicable diseases (HIV and Hepatitis).

The bill has also been revised to include prosecutors' and public defenders' staff on the list of those persons that can request this testing.

AB 2870 is pending a hearing in the Senate Public Safety Committee on June 27, 2006.

Graffiti

AB 2923 would authorize a Court to suspend or delay the driving privilege of a person convicted of committing acts of graffiti or vandalism. The suspension would be for not less than one year and not more than three years.

The bill has been amended in that the Assembly Appropriations Committee has removed a provision that would have raised clean-up funds as well.

AB 2923 is pending hearing in the Senate Public Safety Committee on June 27, 2006.

Transfer of Courthouse facilities to the State

While SB 10 addresses mobile home parks, it can affect the transfer of courthouses from the County to the State.

One major issue that is delaying the transfer is that of seismic retrofitting. When the original law was passed regarding the transfer, the standards regarding seismic safety were different than today. The changes at the state level have resulted in fewer courthouse transfers statewide than what had originally been anticipated.

Language is being prepared that will more easily facilitate the transfer of the courthouses, and SB 10 may be used for this purpose.

Criminal Gangs

SB 1222 adds various crimes to the list of offenses which, if committed by members of a criminal street gang, establish a pattern of criminal activity. The new offenses include possession of a firearm, carrying a concealed firearm, and carrying a loaded firearm.

This bill is with the Assembly Public Safety Committee.

Mental Health Court

SB 1323 would have appropriated \$350,000 over five years to fund a prototype Mental Health Court in Los Angeles County. However, the Legislature did not approve this bill.

Juvenile Court Schools

SB 1777 would require each County Office of Education that operates a Juvenile Court School to designate staff persons as transition counselors to provide specified services to foster children being released from a juvenile detention facility and transferring to the public school system.

The County supports this bill, and it is set for a hearing in the Assembly Education Committee on June 28, 2006.

Sex Offender Bills

AB 50 is a bill that had been written to address sex offenders, but it has been significantly amended and is now an omnibus sex offender bill. This is because SB 1128 is a similar bill that addresses many issues related to sex offender punishment, control, and containment.

SB 1128 is scheduled for a hearing on June 27, 2006, in the Assembly Public Safety Committee.

AB 2263 requires that all persons that apply for or accept a position as an employee or volunteer that has close contact with children, and whose work would require them to physically touch children (such as a Mall Santa Claus), to disclose their status as a registered sex offender upon application or acceptance of the position.

AB 2263 passed the Senate Public Safety Committee yesterday with no opposition.

AB 96 would require every inmate that is determined to be a sex offender that poses a high risk to the public to be outfitted with a global positioning satellite tracking device prior to being paroled. A Parole agent would remove the device when the parolee shows proof of having registered as a sex offender.

AB 96 will be before the Senate Public Safety Committee on June 27, 2006.

ACTION: For Information Only.

NOTE: Prior to the conclusion of the Legislative Report, Mayor Antonovich had to leave. Sheriff Baca served as Acting Chair for the remainder of the meeting.

V. IGTF ANNUAL REPORT – Marty Vranicar

Marty Vranicar, Los Angeles Assistant City Attorney and Chair of the Interagency Gang Task Force (IGTF), presented the 2005 IGTF Annual Report.

The IGTF is a standing subcommittee of CCJCC, and its mission is to develop cooperative strategies to prevent and reduce the problem of gang violence in Los Angeles County. The Task Force fosters communication and cooperation among its participating agencies, and advises CCJCC and the Los Angeles County Board of Supervisors on street gang trends, system needs, and related problems and solutions.

The 2005 IGTF Objectives and Achievements include the following:

- The IGTF held three Ex-Offender Job, Resource, and Health Fairs in 2005. In addition to providing employment opportunities, these fairs also included workshops aimed at assisting ex-offenders with criminal record expungements, financial planning, and employment development.
- The IGTF also sponsored two Business Symposiums in 2005. The purpose of the Business Symposiums is to educate employers about the tax credits and financial incentives available for hiring ex-offenders.
- The IGTF website went online as of July 1, 2005, and the website address is www.igtff.info. Among other features, the website contains an interactive resource guide on intervention and prevention programs.
- The ABC Unified School District is in the second year of a Safe Schools/Healthy Students Grant that the IGTF assisted in obtaining. This grant has funded a number of programs for at-risk youth, as well as computer upgrades to the Los Angeles Regional Gang Information Network (LARGIN).

- The IGTF has continued to support the efforts of the Los Angeles Unified School District in forming Safe School Collaboratives at local high schools, and assisted in securing grant funding for a safe passage program at Jordan High School.
- The IGTF held its Fourth Annual Anti-Gang Violence Conference on November 18, 2005 in Alhambra. The focus of the conference was on measuring and evaluating the effectiveness of gang prevention and intervention efforts. The IGTF has followed-up on this conference with the formation of an Evaluation Subcommittee that will provide technical expertise in developing appropriate evaluation tools and strategies to assist intervention and prevention programs.
- One of the core functions of the IGTF is to disseminate information on successful gang prevention, intervention, and suppression strategies throughout the County. The report highlights the following noteworthy programs that were presented at IGTF meetings in 2005: A Better L.A., Ex-Offender Action Network, Graffiti Abatement Program, National Guard Youth Challenge Program, Volunteers In Parole, and We Care For Youth.

Combined LAPD and Sheriff's Department gang crime statistics for 2005 reveal a decrease in Part I (serious felony) gang crimes of 5% from 2004 to 2005, and a decline of 18% from 2003 to 2005.

The overall number of gang-related homicides in 2005 was equivalent to that of 2004.

While there was an increase in the number of gang-related homicides in the City of Compton during 2005, this trend has been significantly reversed in 2006 due to the increase of Sheriff's Department personnel deployed in the area.

For the first five months of 2006, LAPD Part I gang crimes are down 13% and gang-related homicides are down 34%. The Sheriff's Department reports that gang-related homicides in their jurisdictions are down 28%, and, most notably, they are down 73% in the City of Compton.

Year-to-date in 2006, the IGTF held one Ex-Offender Job, Health, and Resource Fair on January 14, 2006, in South Los Angeles, and held an Ex-Offender Health and Resource Fair on June 3, 2006, at Verbum Dei High School.

The IGTF has set the following goals for 2006: Hold additional Ex-Offender, Job, Resource, and Health Fairs; hold a Fifth Annual Anti-Gang Violence Conference; support Safe School Collaboratives; promote successful intervention and prevention programs; seek grant funding for programs; maintain and update the IGTF website and resource guide; implement a Condition Of Probation (COPS) system for adult offenders; develop and implement a Gang Affiliation Registration Database System (GARDS); promote evaluation methodologies to assist intervention and prevention programs; and encourage all law enforcement agencies to enter their gang crime data into the CalGang System.

Mr. Vranicar thanked all of the participating agencies for their commitment to IGTF over the past number of years.

A Motion was made to approve the 2005 IGTF Annual Report for submission to the Board of Supervisors.

ACTION: The Motion to approve the 2005 IGTF Annual Report for submission to the Board of Supervisors was seconded and approved without opposition.

VI. OTHER MATTERS / PUBLIC COMMENT

There were no additional matters raised for discussion.

VII. ADJOURN

There being no further business, Sheriff Baca adjourned the meeting at 1:00 p.m. The next CCJCC meeting will be held on **Wednesday, July 19, 2006 at 11:30 a.m. in Room 739 of the Kenneth Hahn Hall of Administration.**