

# **COUNTYWIDE CRIMINAL JUSTICE COORDINATION COMMITTEE**

## **MINUTES OF THE NOVEMBER 21, 2007 MEETING**

Kenneth Hahn Hall of Administration

500 West Temple Street, Room 739

Los Angeles, California 90012

### **MEMBERS PRESENT**

Chair: Zev Yaroslavsky, County Supervisor for the Third District and  
Chair of the County Board of Supervisors

Lee Baca, Los Angeles County Sheriff and Vice Chair of CCJCC

Steve Cooley, Los Angeles County District Attorney

Jon Fullinwider, Los Angeles County Chief Information Officer

Gabriella Holt, County Probation Commission

Tim Landrum, U.S. Drug Enforcement Administration

Loretta Martin, U.S. Probation Department

Don Pedersen, President, County Police Chiefs' Association

Richard Propster, Peace Officers' Association of Los Angeles County

Lakshmanan Sathyavagiswaran, Los Angeles County Coroner

Dennis Tafoya, Director, County Office of Affirmative Action Compliance

Robert Taylor, Los Angeles County Chief Probation Officer

### **ALTERNATES**

Tony Beliz for Marvin Southard, County Department of Mental Health

Michael Brady for Adam Torres, U.S. Marshall

\*Ed Brekke for J. Stephen Czuleger, Presiding Judge, Superior Court

\*Ed Brekke for Steven Van Sicklen, Supervising Judge of Criminal, Superior Court

Ed Brekke for John Clarke, Superior Court Executive Officer

Bruce Brodie for Janice Fukai, Los Angeles County Alternate Public Defender

Rudy Diaz for Michael Nash, Supervising Judge, Juvenile Court

Xiomara Flores-Holguin for Trish Ploehn, Department of Children and Family Services

Jay Glassman for Cynthia Banks, Department of Community & Senior Services

Michael Latin for Richard Kirschner, Judge, Superior Court

Steve Lieberman for Margaret York, County Office of Public Safety

William Montgomery for Dave Lambertson, County Internal Services Department

Patrick Ogawa for Jonathan Fielding, County Department of Public Health

Steven Olivas for Antonio Villaraigosa, Mayor, City of Los Angeles

Robert Philibosian for Ronald Ikejiri, Economy and Efficiency Commission

Buren Simmons for David Brewer, Los Angeles Unified School District

Gordon Trask for Ray Fortner, County Counsel

\*Craig Valenzuela for William Bratton, Chief, Los Angeles Police Department

\*Ruth Wong for Jeanne Kennedy, County Quality & Productivity Commission

\*Not a designated alternate

### **MEMBERS NOT PRESENT OR REPRESENTED**

Mark Arnold, Judge, Superior Court

Edmund Brown, California Attorney General

Rockard Delgadillo, Los Angeles City Attorney  
Gary Dominguez, California Highway Patrol  
Sally Flowers, California Contract Cities Association  
William Fujioka, County Chief Executive Officer  
Karl Henry, Indigent Criminal Defense Appointments Program  
Anthony Hernandez, County Department of Coroner  
Salvador Hernandez, Federal Bureau of Investigation  
Roger Johnson, San Gabriel Valley Police Chiefs' Association  
Michael Judge, Los Angeles County Public Defender  
Sean Kennedy, Federal Public Defender  
Thomas O'Brien, U.S. Attorney's Office  
Darline Robles, Superintendent, L.A. County Office of Education  
Bill Rosendahl, Los Angeles City Council, 11<sup>th</sup> District  
Stephanie Sautner, Judge, Superior Court  
Greg Savelli, South Bay Police Chiefs' Association  
Patricia Schnegg, Judge, Superior Court  
Karen Sisson, Los Angeles City Chief Administrative Officer  
Robert Todd, Southeast Police Chiefs' Association  
Robin Toma, County Human Relations Commission  
John Torres, U.S. Bureau of Alcohol, Tobacco, and Firearms  
Michael Tynan, Judge, Superior Court  
Frank Venti, Independent Cities' Association  
Larry Waldie, Undersheriff  
Mike Webb, County Prosecutors' Association

### **CCJCC STAFF**

Mark Delgado, Executive Director  
Kenna Ackley  
Vincent Holmes  
Cynthia Machen  
Craig Marin

### **GUESTS/OTHERS**

Melinda Bird, ACLU  
Keith Bushey, District Attorney's Law Enforcement Liaison  
Jeff Carr, Gang Reduction Youth Development, City of Los Angeles  
Joseph Charney, Justice Deputy, County Board of Supervisors, Third District  
David Edmund, County Department of Public Health, ADPA  
John Fernandes, County Ombudsman  
Steve Goldsmith, City of Hawthorne, Centinela Youth Services  
Ernesto Gonzalez, U.S. Marshall  
Briane Grey, U.S. Drug Enforcement Administration  
Ana Maria Luna, Judge, Superior Court  
Myrian Rangel, County Ombudsman's Office  
Steve Reyes, County Department of Public Health, ADPA  
Peter Shutan, Los Angeles City Attorney's Office and County Probation Commission  
Bruce Staniforth, Economy and Efficiency Commission

**I. CONVENE / INTRODUCTIONS**

Zev Yaroslavsky, County Supervisor, Third District

The meeting was called to order at 12:00 noon by Los Angeles County Supervisor Zev Yaroslavsky, Chair of CCJCC.

Self-introductions followed.

**II. CLOSING REMARKS**

Supervisor Zev Yaroslavsky has served as Chair of CCJCC for the past year. In December, Supervisor Yvonne Burke will assume the role of Chair. Supervisor Yaroslavsky extended his thanks and appreciation to the members of CCJCC for their work and dedication during his tenure as Chair. He also thanked his Justice Deputy, Joseph Charney, as well as CCJCC Executive Director Mark Delgado and his staff, for their work this year.

Supervisor Yaroslavsky observed that this is a unique and important committee in that it brings together representatives from federal, state, and local governmental entities to address pressing issues that affect the criminal justice system in the County of Los Angeles. This allows for a coordination and exchange of information in developing solutions to problems and benefiting the public.

**III. REVIEW / APPROVAL OF MINUTES**

Zev Yaroslavsky, County Supervisor, Third District

There were no requests for revisions to the minutes of the meeting on October 17, 2007. A motion was made to approve the minutes.

**ACTION: The motion to approve the minutes of the October 17, 2007 meeting was seconded and approved without objection.**

**NOTE: Following the approval of the minutes, Supervisor Yaroslavsky had to leave the meeting. Sheriff Lee Baca, Vice Chair of CCJCC, served as Acting Chair for the remainder of the meeting.**

**IV. REENTRY SUBCOMMITTEE**

Robert Taylor, Chief Probation Officer

Robert Taylor, Chief Probation Officer and Chair of the Reentry Subcommittee, appeared before CCJCC to provide an update on the activities of the subcommittee. This was formed after the July 18, 2007 CCJCC meeting, where members voted to create a multi-agency subcommittee to coordinate local reentry practices and responses to the state's adult and juvenile reentry initiatives.

The subcommittee is comprised of representatives from the County Probation Department, Sheriff's Department, Public Defender's Office, District Attorney's Office, Chief Executive Office, Superior Court, Department of Mental Health, Alcohol and Drug

Programs Administration (ADPA), Alternate Public Defender's Office, and Indigent Defense Counsel. Additionally, representatives from the California Department of Corrections and Rehabilitation (CDCR) have also been present for the meetings.

The Reentry Subcommittee began meeting in September of this year. The agreed-upon objectives are to implement best practices for reentry in the County, and to focus on analyzing and responding to SB 81 and AB 900, which were both signed into law earlier this year.

SB 81 prohibits counties from sending non-violent youthful offenders to the California Division of Juvenile Justice Facilities (DJJ – formerly CYA) and places non-violent youthful offenders being paroled from DJJ under county jurisdiction. (Violent offenders are defined by Welfare and Institutions Code Section 707(b).) AB 191 is clean-up legislation for SB 81.

AB 900 provides funding for local jail construction and the construction of secure reentry facilities in local communities for state prisoners. These reentry facilities are to provide inmates with counseling, drug treatment, employment classes, and other rehabilitative services prior to their release. The facilities can house up to 500 inmates.

Under AB 900, cities and counties can partner with CDCR to establish facilities in their jurisdiction. AB 900 provides limited funding for programming within the facilities.

As part of the process of determining the impact of SB 81 and AB 900, the Reentry Subcommittee has had CDCR representatives attend its meetings to clarify elements of the legislation and brief the members on activities at the state level. Additionally, subcommittee members attended a forum sponsored by CDCR on AB 900.

The County or any of the 88 cities in the County can partner with CDCR to site a reentry facility. Any reentry facilities would impact the County, particularly with respect to services such as mental health and substance abuse. Because of that, the subcommittee believes that it is important to have a coordinated approach to AB 900 and dialogue with any city that is considering siting a reentry facility. As such, the subcommittee plans to:

1. Develop a fact sheet for internal/external information on the provisions of AB 900;
2. Assess the interest level of cities within the County in AB 900, both in terms of siting a reentry facility and jail construction funding; and
3. Establish CCJCC as the clearinghouse for city proposals to CDCR.

Once the level of interest in AB 900 and reentry facilities has been determined, the subcommittee will begin the process of developing local reentry policies and practices.

With respect to SB 81, the Probation Department is developing a plan for local implementation. Chief Taylor noted that there are more youth in custody in Los Angeles County than in 48 states.

**ACTION: For information only.**

**V. PROPOSITION 36 STEERING COMMITTEE**

Judge Ana Maria Luna

Judge Ana Maria Luna, Chair of the Proposition 36 Steering Committee, appeared before CCJCC to present an update on Proposition 36.

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 Steering Committee is a standing subcommittee of CCJCC that serves as the advisory group responsible for the development of policies and procedures for this program in Los Angeles County.

The Alcohol and Drug Programs Administration (ADPA) of the Department of Public Health is preparing a report on the first five years of Proposition 36 in Los Angeles County.

The five-year report indicates that nearly 38,000 defendants were assessed and referred to treatment services throughout the County of Los Angeles during that five year period. Of this total, 30,452 reported to treatment providers.

Judge Luna noted that the actual number of times that community assessment service centers had contacts with the defendants was close to 117,500 due to many defendants being re-referred or referred for placement with an increased level of service.

In terms of demographics, 79% of those seeking services were male and 21% were female. 40% were Latino, 30% were white, and 25% were African-American.

During the five-year period, a total of 11,413 people successfully completed treatment. Of those, 6,860 have petitioned the Court to have their cases dismissed (i.e., they met the other conditions of probation as well).

When Proposition 36 was first approved, the program was allotted \$120 million annually to be used statewide for the first five years. Los Angeles County was also able to utilize nearly \$16 million in rollout money for initial planning and implementation.

The guaranteed funding of the first five years no longer exists, and the program is now being funded on a year-to-year basis. In addition to no longer having rollover money from previous years, the annual funding available for the County has decreased.

As a result of cuts in funding, the Proposition 36 Executive Steering Committee recently modified the program's treatment matrix. Defendants are now offered 180 days of primary treatment services, of which up to 90 days may be for residential treatment. This is half of what had been previously available.

Sheriff Baca asked about the average cost per participant. Judge Luna explained that this number is difficult to determine given that individuals move between levels of service as well as go in and out of treatment. Sheriff Baca suggested that the total spent on the program could be compared to both the number of individuals referred and to the number of successful completions. In addition, the average cost of incarceration could be factored in to determine overall cost savings to the public.

Judge Luna noted that drug courts have had more success with individuals than Proposition 36, but that is largely due to the Court having more tools at its disposal with the Drug Court programs.

**ACTION: For information only.**

## **VI. CONTINUUM OF CARE WORK GROUP**

Judge Rudy Diaz

Judge Rudy Diaz, Chair of the Drug Court Oversight Committee, appeared before CCJCC to provide an update on the work of the Criminal Justice Drug Treatment Continuum Of Care Work Group.

At the April 18, 2007 CCJCC meeting, it was agreed that the question of how to improve programs that serve as alternatives to incarceration for drug addicted individuals, as well as that of how to measure the success of these programs, would be referred to the Drug Court Oversight Committee. The resulting recommendations could, in turn, be presented to California officials as a blueprint for how experts in the County of Los Angeles believe these programs can be improved.

In response, the Drug Court Oversight Committee created a Continuum Of Care Work Group in May of this year. The work group consists of representatives from the Drug Court Oversight Committee and the Proposition 36 Executive Steering Committee.

The work group has created several short-term and long-term goals that it will pursue over the coming months. The overall focus is on both evaluating the current system of treatment in Los Angeles County and on developing programs and policies that will foster the most effective and appropriate treatment.

The short-term goals include outlining the current criminal justice treatment system and taking an inventory of all custody and community based treatment programs, the total number of their participants, and the estimated costs per program.

Best practices that the work group has begun to review include the following:

- An examination of the chronic care model and its elements;
- A review of testing and sanctioned programs that have been implemented in other jurisdictions;
- An assessment of models of improved integration between supervision and

treatment services, and determining the most clinically appropriate set of definitions of success;

- An evaluation of the current system in place in the county based on the best practice review; and
- An appraisal of opportunities to enhance or expand the most effective elements and/or programs.

As long-term goals, the work group will explore developing a single comprehensive data system that will support the county's continuum of care and developing legislative strategies and priorities concerning funding and legislation at the federal and state levels.

Sheriff Baca asked if a representative from the County Department of Mental Health (DMH) will be included on the work group. Judge Diaz agreed that DMH participation should be included.

**ACTION: For information only.**

## **VII. OTHER MATTERS / PUBLIC COMMENT**

Steve Goldsmith of Centinela Youth Services (CYS), managed by the City of Hawthorne, appeared before CCJCC to state that CYC will be applying for a Gang Reduction, Intervention, and Prevention (GRIP) grant from the Governor's Office of Emergency Services.

The program that CYC is operating under the rubric of the South Bay Business and Career Centers is Bridge-To-Work. The program targets youth ages 14 to 17 years old who are gang affiliated or at-risk of gang affiliation and first or second time offenders residing in the South Bay. The program offers employment preparation, conflict resolution training, and mediation services.

The Cal GRIP grant that CYC is applying for would augment the existing program so that it can be expanded to include young adults aged 18 to 21.

## **VIII. ADJOURN**

There being no further business, Sheriff Baca adjourned the meeting at 12:52 p.m.

The next CCJCC meeting will be held on **Wednesday, January 16, 2008, at 11:30 a.m. in Room 739 of the Kenneth Hahn Hall of Administration.**