MARIN COUNTY SHERIFF'S OFFICE

1600 Los Gamos Drive, Suite 200, San Rafael, CA 94903

ROBERT T. DOYLE
Sheriff - Coroner
MICHAEL J. RIDGWAY
Undersheriff

AREA CODE 415

24-HOUR NUMBER
479-2311

FAX
473-4126

ADMINISTRATION
473-7250

CIVIL
473-7282

COMMUNICATION SERVICES
473-7243

CORONER
473-6043

COURTS
473-7393

EMERGENCY SERVICES
473-6584

INVESTIGATIONS
473-7265

JAIL
473-6655

MAJOR CRIMES TASK FORCE
884-4878

PATROL
473-7233

RECORDS
473-7284

WARRANTS
473-7297

September 23rd, 2014

Marin County Board of Supervisors
3501 Civic Center Drive, Suite 329
San Rafael, CA 94903

SUBJECT: Resolution to enter into an agreement between the County of Marin and the California Department of Corrections and Rehabilitation for housing State inmates for the purpose of their participation in directed rehabilitative inmate programming and to allow the Probation Department an enhanced opportunity to develop comprehensive transitional plans prior to the inmates' release on parole.

Dear Supervisors,

RECOMMENDATION: Authorize the President of the Board to execute the Agreement between the County of Marin and the California Department of Corrections and Rehabilitation, attached as Exhibit A, pursuant to Assembly Bills 109 and 117, known as Public Safety Realignment.

SUMMARY/DISCUSSION: In April 2011, Governor Edmund G. Brown Jr. signed Assembly Bills 109 and 117, known collectively as Public Safety Realignment ("Realignment"), which shifted responsibility for incarcerating and monitoring persons convicted of certain non-serious, non-violent, or non-sex felony offenses from the California Department of Corrections and Rehabilitation ("CDCR") and the Division of Adult Parole to County Sheriffs and Departments of Probation.

In September of 2011, Section 4115.56 was added to the California Penal Code to allow counties to enter into a contractual agreement, as specified, with CDCR to transfer "realigned" inmates who are within sixty (60) days of their release from the state prison system to a county jail facility for the purpose of participating in local re-entry and community transition programs.

The intent of this new legislation is to allow the movement of state inmates to local jail facilities within the county where they will otherwise be paroled

with sufficient time remaining on their sentences to allow for their placement in local jail programs where focused rehabilitative services and comprehensive transitional planning can be provided.

These local programs have shown themselves to be more effective in reducing recidivism than those traditionally provided by CDCR and it is hoped that by exposing eligible state inmates to these same local programming opportunities they will experience a higher rate of success during their term on parole, resulting in reduced recidivism and less subsequent local jail time.

The Marin County Jail has a rated capacity of 376 inmates. The average daily population in our jail for the past four months has been 287 inmates. Because of this current availability of bed space, the Marin County Sheriff (Sheriff) and CDCR mutually agree to the housing of potentially eligible state inmates pursuant to Penal Code Section 4115.56, where the Sheriff agrees to provide for the care, confinement, and rehabilitative programming of CDCR's inmates, limited to those CDCR inmates who will otherwise be released on parole to the County of Marin. No more than ten (10) eligible CDCR inmates will be housed in the Marin County Jail pursuant to this agreement.

Only those inmates who pose a lower level of risk, and who have no known medical or psychological issues will be housed under this agreement. Should the Marin County Sheriff's Office have need for additional bed space during the term of this agreement, the Sheriff can temporarily suspend additional transfers of CDCR inmates until bed space once again becomes available.

It is the intent of the Sheriff and Chief Probation Officer to offer rehabilitative services and comprehensive transitional planning for all persons housed within the Marin County Jail under this agreement.

FISCAL/STAFFING IMPACT: The State of California will pay the County of Marin a daily rate of $77.20 per inmate housed under this agreement, with a provision that the rate may be re-negotiated if a higher rate is budgeted by the State for this fiscal year, or any fiscal year covered by this Agreement. The maximum annual payment due to the County of Marin under this 2-year agreement is $281,050.00, for a total contract amount of $562,100 dollars.

The revenue generated under this agreement exceeds the General Fund cost incurred by housing these additional CDCR inmates and no new staff positions are anticipated by either the Sheriff's Office or Probation Department to serve this new inmate population.

The Sheriff's Office will work with the County Administrator's Office to recognize this new revenue in future baseline budgets.

There are no new net General Fund costs associated with this agreement.

Yours truly,

ROBERT T. DOYLE
SHERIFF-CORONER

REVIEWED BY:	[X] County Administrator	[ ] N/A
	[X] County Counsel	[ ] N/A
	[ ] Department of Finance	[X] N/A
	[ ] Human Resources	[X] N/A