



Board Agenda Item 28

DATE: April 13, 2021
TO: Board of Supervisors
SUBMITTED BY: Lisa A. Smittcamp, District Attorney
SUBJECT: District Attorney Budget Adjustment

RECOMMENDED ACTION(S):

- 1. Adopt Budget Resolution increasing FY 2020-21 appropriations and estimated revenues in the amount of \$354,435 in the Local Revenue Fund 2011, District Attorney Subaccount Org 2866 (4/5 vote); and**
- 2. Adopt Budget Resolution increasing FY 2020-21 appropriations and estimated revenues in the amount of \$354,435 in the District Attorney Org 2860 (4/5 vote).**

There is no increase in Net County Cost associated with these actions. These recommended actions are required to allow for additional reimbursement to the General Fund for prosecution of AB109 related offenses and participation in Post Release Community Supervision (PRCS) hearings. This item is countywide.

ALTERNATIVE ACTION(S):

If the recommended actions are not approved, the General Fund will not be fully reimbursed for AB109 prosecution costs in FY 2020-21.

FISCAL IMPACT:

There is no Net County Cost associated with these actions. The recommended actions are required to increase the FY 2020-21 appropriations and estimated revenues in the amount of \$354,435 in the Local Revenue Fund 2011, Fund 0271, District Attorney Subaccount Org 2866, and the District Attorney Org 2860. Increases to both Orgs are necessary to facilitate the transfer of funds from the Special Revenue Fund (Org 2866) to the General Fund (Org 2860). Approval of the recommended actions will align appropriations and revenues with the projected cost for AB109 related activities.

DISCUSSION:

The Public Safety Realignment Act (AB109) was signed into law on April 4, 2011. AB 109 transferred responsibility for housing/supervising specified inmates and parolees from the California Department of Corrections (CDCR) to counties. One of the new responsibilities associated with this transfer is the prosecution of AB 109 related offenses, post release community supervision revocation hearings, and the prosecution of Penal Code Section 1170(h) offenses.

The majority of these offenses are prosecuted by the District Attorney's Felony Trial Team with reimbursement claiming based on a percentage of AB 109 cases prosecuted by the team. A recent caseload analysis revealed that AB 109 cases handled by the Felony Trial Team has increased, allowing the department to expand claiming to additional staff. This increase in claiming will allow for additional

reimbursement to the General Fund for these AB 109 related job duties.

ATTACHMENTS INCLUDED AND/OR ON FILE:

On file with Clerk - Resolution (Org 2866)

On file with Clerk - Resolution (Org 2860)

CAO ANALYST:

Samantha Buck