



**Probation Department
COUNTY OF TULARE
AGENDA ITEM**

BOARD OF SUPERVISORS

KUYLER CROCKER
District One
PETE VANDER POEL
District Two
AMY SHUKLIAN
District Three
J. STEVEN WORTHLEY
District Four
MIKE ENNIS
District Five

AGENDA DATE: December 4, 2018

Public Hearing Required	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Scheduled Public Hearing w/Clerk	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Published Notice Required	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Advertised Published Notice	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
County Counsel Sign-Off	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Meet & Confer Required	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Electronic file(s) has been sent	Yes	<input checked="" type="checkbox"/>	N/A	<input type="checkbox"/>
Budget Transfer (Aud 308) attached	Yes	<input checked="" type="checkbox"/>	N/A	<input type="checkbox"/>
Personnel Resolution attached	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Agreements are attached and signature line for Chairman is marked with tab(s)/flag(s)	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>

CONTACT PERSON: Steven Horton PHONE: (559) 713-2761

SUBJECT: Signature Authority for a Notice of Intent

REQUEST(S):

That the Board of Supervisors:

1. Authorize the Chief Probation Officer to sign a notice of intent to the Judicial Council of California regarding the intent of the Tulare County Probation Department and Superior Court of California, County of Tulare, to contract with each other for the establishment, performance, and provision of pretrial assessment services.

SUMMARY:

On August 28, 2018, the Governor of California approved and signed Senate Bill 10 (SB 10) into law. SB 10 seeks to remedy California's failing pretrial system by reducing reliance on money bail, supporting pretrial defendants with pretrial services, focusing detention resources on those who pose a risk of danger, reducing racial disparities, and ensuring that people are not left in jail simply because they cannot afford to pay for their release. Under SB 10, courts will evaluate whether an individual can be safely released from jail pending trial, and if so under what set of conditions to assure that the person will come to court as required and avoid committing crimes.

Commencing October 1, 2019, existing laws regarding bail will be repealed and persons arrested and detained to be subject to a validated pretrial risk assessment conducted by Pretrial Assessment Services, which SB 10 defines as an entity, division, or program that is assigned the responsibility to assess the risk level of persons charged with the commission of a crime, report the results of the risk

SUBJECT: Signature Authority for a Notice of Intent
DATE: December 4, 2018- **PENDING CHIEF'S FINAL REVIEW**

determination to the court, and make recommendations for conditions of release of individuals pending adjudication of their criminal case. SB 10 requires the courts to establish pretrial assessment services, and authorizes the services to be performed by court employees or through a contract with a local public agency.

To ensure compliance with the requirements of SB 10, it is the desire of the Superior Court of California, County of Tulare, to contract with the Probation Department for the provision of pretrial assessment services. Upon receipt of signature authority for Chief Probation Officer, a notice of intent, signed by the Presiding Judge and the Chief Probation Officer, will be submitted to the Judicial Council of California.

FISCAL IMPACT/FINANCING:

The Notice of Intent will have a no net cost to the County General Fund. An agreement for pretrial assessment services will be presented for Board consideration at a future date.

LINKAGE TO THE COUNTY OF TULARE STRATEGIC BUSINESS PLAN:

The County's five-year strategic business plan includes the Safety and Security initiative. The intent of SB 10 is to safely reduce the number of those detained with the implementation of a validated pretrial assessment. To assure public safety, each county is required to establish a pretrial services agency to evaluate whether an individual can be safely released from jail pending trial, and if so, under what set of conditions to assure that the person will come to court as required.

ADMINISTRATIVE SIGN-OFF:



Michelle Bonwell
Chief Probation Officer

cc: County Administrative Office

Attachment(s): Notice of Intent

**BEFORE THE BOARD OF SUPERVISORS
COUNTY OF TULARE, STATE OF CALIFORNIA**

IN THE MATTER OF SIGNATURE)
AUTHORITY FOR A NOTICE OF INTENT) Resolution No. _____
) Agreement No. _____

UPON MOTION OF SUPERVISOR _____, SECONDED BY
SUPERVISOR _____, THE FOLLOWING WAS ADOPTED BY THE
BOARD OF SUPERVISORS, AT AN OFFICIAL MEETING HELD _____
_____, BY THE FOLLOWING VOTE:

AYES:
NOES:
ABSTAIN:
ABSENT:

ATTEST: JASON T. BRITT
COUNTY ADMINISTRATIVE OFFICER/
CLERK, BOARD OF SUPERVISORS

BY: _____
Deputy Clerk

* * * * *

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Superior Court of the State of California

COUNTY OF TULARE

ADMINISTRATION

221 S. Mooney Blvd., Room 303

Visalia, California 93291

Telephone: (559) 730-5000

Facsimile: (559) 737-4290

Stephanie Cameron
Court Executive Officer/
Jury Commissioner

November 19, 2018

SUBMITTED VIA E-MAIL

Judicial Council of California

Attn: Martin Hoshino, Administrative Director

455 Golden Gate Avenue, 8th floor

San Francisco, CA 94102-3688

Re: Notice of Intent to Contract for Pretrial Assessment Services

Dear Mr. Hoshino:

This is to inform you, pursuant to Penal Code section 1320.26(g), that the Superior Court of California, County of Tulare ("Court"), and the Tulare County Probation Department ("County") intend to contract with each other for the establishment, performance, and provision of pretrial assessment services.

The Court Project Manager for purposes of the intended contract is expected to be:

Sherry Pacillas, Director of Court Operations

Phone: (559) 730-5000, ext. 1358

spacillas@tulare.courts.ca.gov

The County Probation Project Manager for purposes of the intended contract is expected to be:

Tracye Peck, Division Manager of Adult Court Services

Phone: (559) 713-2828

tpeck@co.tulare.ca.us

Sincerely,

_____, Presiding Judge, Superior Court of California, County of Tulare

_____, Chief Probation Officer, Tulare County Probation Department