



Probation

COUNTY OF TULARE

AGENDA ITEM

BOARD OF SUPERVISORS

LARRY MICARI
District One

PETE VANDER POEL
District Two

AMY SHUKLIAN
District Three

EDDIE VALERO
District Four

DENNIS TOWNSEND
District Five

AGENDA DATE: May 7, 2024

Public Hearing Required	N/A
Scheduled Public Hearing w/Clerk	N/A
Published Notice Required	N/A
Advertised Published Notice	N/A
Meet & Confer Required	N/A
Budget Transfer (Aud 308) attached	N/A
Personnel Resolution attached	N/A
Agreement(s) attached	Yes

CONTACT PERSON: Muriel Tubillo PHONE: 5596089232

SUBJECT: Approve an agreement with the County of Fresno

REQUEST(S):

That the Board of Supervisors:

1. Approve an agreement with the County of Fresno for the purpose of housing youth under the jurisdiction of the Juvenile Court at its Juvenile Justice Campus when Tulare County has no suitable space available at its Juvenile Detention Facility effective from July 1, 2024 through June 30, 2027; and

2. Authorize the Chair of the Board to sign the Agreement.

SUMMARY:

Senate Bill 823 (SB823) was signed into law on September 30, 2020. The law realigned the California Department of Juvenile Justice (DJJ) population from the State to county juvenile detention facilities as DJJ closed intake to most juveniles as of July 1, 2021, and has completely shut down as of June 30, 2023. Tulare County Probation's Juvenile Detention Facility currently has a total of (7) juveniles, as part of the DJJ population. The jurisdiction of the Juvenile Court is established under SB 823 up to the age of 25 for certain offenses. Counties now bear full responsibility for housing, programming, and treating these juveniles with higher offense and need levels.

Senate Bill 92 (SB92) stipulates that former DJJ juveniles realigned to a county juvenile detention facility must be provided with safe, age-appropriate housing and that older juveniles must be housed separately from younger juveniles. Consequently, occasions may arise where the County experiences a temporary lack of suitable available space and needs to house specific classifications of youth at a designated Regional Hub Facility when such is ordered by the presiding or sole juvenile court judge for a period not to exceed 60 days, pursuant to Welfare and Institutions Code sections 872, 1995, and 2250.

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In accordance with Welfare and Institutions Code section 850 et seq, the County of Fresno has an established Juvenile Detention Facility under the jurisdiction of the Juvenile Court that has been designated as a Regional Hub Facility. This facility is known as the Fresno County Juvenile Justice Campus (JCC) and is located at 3333 East American Avenue, Fresno, California, 93725.

According to terms of the proposed agreement, the classifications of Youth that the County may send to the Fresno County JJC are as follows: 1.) Regional Hub Secure Track Youth, defined as youth 14 years of age or older adjudicated on a qualifying 707(b) sexual offense; 2.) General Population Secure, defined as Track Youth.

The following terms deviate substantively from the standard County boilerplate: (1) This agreement is subject to two one-year extensions, and (2) County must sign first.

FISCAL IMPACT/FINANCING:

The County of Tulare will reimburse the County of Fresno at the daily rate of \$380 for each youth per day. The daily rate is subject to change annually based on the Receiving County's Master Schedule of Fees Section 1800-Probation under Subsection 1815. Both counties agree that in the event that the Master Schedule of Fees Subsection 1815 is amended, changed, or revised in any way that changes the rates being charged for the services identified in this Agreement, those new rates will automatically be incorporated into this Agreement, replacing any contrary or conflicting rates, from the effective date of the amendment, change, or revision in the rate(s), and will become the new rate to be paid by Sending County. The cost of this program will be covered with revenue from the SB823 Juvenile Justice Realignment Block Grant (JJRBG) funding. There will be no additional net County costs to the General Fund.

LINKAGE TO THE COUNTY OF TULARE STRATEGIC BUSINESS PLAN:

The County's five-year strategic business plan includes a Safety and Security Initiative. The initiative provides for the safety and security of the public through the provision of facilities and resources for training and rehabilitating criminal offenders. The approval of this agreement helps fulfill this initiative by contracting with the County of Fresno to assist with rehabilitation of the juveniles and to reduce recidivism.

ADMINISTRATIVE SIGN-OFF:

/s/Kelly M. Vernon
Kelly M. Vernon
Chief Probation Officer

Cc: County Administrative Office

Attachments: Agreement