

# AGENDA

Joint Meeting of the  
**COMMUNITY CORRECTIONS PARTNERSHIP/  
COMMUNITY CORRECTIONS PARTNERSHIP  
EXECUTIVE COMMITTEE**

**Friday November 1, 2013**

**8:00 AM to 10:00 AM**

**50 Douglas Drive 2<sup>nd</sup> Floor / Martinez  
Probation Department**

1. Welcome / Announcements
2. Public comment on any item under the jurisdiction of the Committee and not on this agenda (speakers may be limited to two minutes).
3. Approve the Record of Action from the October 4, 2013 meeting. **(Page 3)**
4. CONSIDER accepting the fiscal year 2013/14 1<sup>st</sup> Quarter Financial Report for AB109 programs funded by the Community Corrections portion of AB109 Public Safety Realignment revenue. **(Timothy Ewell, Committee Staff) (Page 5)**
5. Update on development of a state funding allocation formula for fiscal year 2014/15 AB109 realignment revenue. **(David Twa, County Administrator)**
6. Update on West, Central and East County AB109 reentry planning efforts. **(Further the Work, LLC & Emerald HPC, Inc.)**
7. Update on County efforts to implement AB 720 (Skinner) requiring certain inmates to be enrolled in Medi-Cal prior to release from custody and related impacts from implementation of the Affordable Care Act (ACA). **(Jessie Warner, County Reentry Coordinator) (Page 7)**
8. Update on State legislation impacting AB109 criminal justice realignment. **(Lara Delaney, County Administrator's Office)**
9. Update from the CCP-Community Advisory Board (CAB). **(Susun Kim, CAB Chair)**
10. Adjourn

-0-0-0-0-0-0-0-0-0-

*The Community Corrections Partnership (CCP) will provide reasonable accommodations for persons with disabilities planning to attend CCP Committee meetings. Contact the staff person listed below at least 48 hours before the meeting. Any disclosable public records related to an item on a regular meeting agenda and distributed by staff to a majority of members of the CCP Committee less than 96 hours prior to that meeting are available for public inspection at 50 Douglas Drive, Suite 201, Martinez, CA, during normal business hours, 8 am – 12 Noon and 1-5 pm. Materials are also available on line at <http://www.co.contra-costa.ca.us/index.aspx?nid=3113>*

*Public comment may be submitted via electronic mail on agenda items at least one full work day prior to the published meeting time.*

*For Additional Information Contact: Cindy Nieman, Committee Staff Phone (925) 313-4188 [cindy.nieman@prob.cccounty.us](mailto:cindy.nieman@prob.cccounty.us)*

## Acronyms, Abbreviations, and other Terms (in alphabetical order):

Contra Costa County has a policy of making limited use of acronyms, abbreviations, and industry-specific language in its Board of Supervisors meetings and written materials. Following is a list of commonly used language that may appear in oral presentations and written materials associated with Board meetings:

---

<b>AB</b>	Assembly Bill	HCD	(State Dept of) Housing & Community Development
ABAG	Association of Bay Area Governments	HHS	Department of Health and Human Services
ACA	Assembly Constitutional Amendment	HIPAA	Health Insurance Portability and Accountability Act
ADA	Americans with Disabilities Act of 1990	HIV	Human Immunodeficiency Syndrome
AFSCME	American Federation of State County and Municipal Employees	HOV	High Occupancy Vehicle
AICP	American Institute of Certified Planners	HR	Human Resources
AIDS	Acquired Immunodeficiency Syndrome	HUD	United States Department of Housing and Urban Development
ALUC	Airport Land Use Commission	Inc.	Incorporated
AOD	Alcohol and Other Drugs	IOC	Internal Operations Committee
BAAQMD	Bay Area Air Quality Management District	ISO	Industrial Safety Ordinance
BART	Bay Area Rapid Transit District	JPA	Joint (exercise of) Powers Authority or Agreement
BCDC	Bay Conservation & Development Commission	Lamorinda	Lafayette-Moraga-Orinda Area
BGO	Better Government Ordinance	LAFCo	Local Agency Formation Commission
BOS	Board of Supervisors	LLC	Limited Liability Company
CALTRANS	California Department of Transportation	LLP	Limited Liability Partnership
CalWIN	California Works Information Network	Local 1	Public Employees Union Local 1
CalWORKS	California Work Opportunity and Responsibility to Kids	LVN	Licensed Vocational Nurse
CAER	Community Awareness Emergency Response	MAC	Municipal Advisory Council
CAO	County Administrative Officer or Office	MBE	Minority Business Enterprise
CCHP	Contra Costa Health Plan	M.D.	Medical Doctor
CCTA	Contra Costa Transportation Authority	M.F.T.	Marriage and Family Therapist
CDBG	Community Development Block Grant	MIS	Management Information System
CEQA	California Environmental Quality Act	MOE	Maintenance of Effort
CIO	Chief Information Officer	MOU	Memorandum of Understanding
COLA	Cost of living adjustment	MTC	Metropolitan Transportation Commission
ConFire	Contra Costa Consolidated Fire District	NACo	National Association of Counties
CPA	Certified Public Accountant	OB-GYN	Obstetrics and Gynecology
CPI	Consumer Price Index	O.D.	Doctor of Optometry
CSA	County Service Area	OES-EOC	Office of Emergency Services-Emergency Operations Center
CSAC	California State Association of Counties	OSHA	Occupational Safety and Health Administration
CTC	California Transportation Commission	Psy.D.	Doctor of Psychology
dba	doing business as	RDA	Redevelopment Agency
EBMUD	East Bay Municipal Utility District	RFI	Request For Information
EIR	Environmental Impact Report	RFP	Request For Proposal
EIS	Environmental Impact Statement	RFQ	Request For Qualifications
EMCC	Emergency Medical Care Committee	RN	Registered Nurse
EMS	Emergency Medical Services	SB	Senate Bill
EPSDT	State Early Periodic Screening, Diagnosis and treatment Program (Mental Health)	SBE	Small Business Enterprise
et al.	et ali (and others)	SWAT	Southwest Area Transportation Committee
FAA	Federal Aviation Administration	TRANSPAC	Transportation Partnership & Cooperation (Central)
FEMA	Federal Emergency Management Agency	TRANSPLAN	Transportation Planning Committee (East County)
F&HS	Family and Human Services Committee	TRE or TTE	Trustee
First 5	First Five Children and Families Commission (Proposition 10)	TWIC	Transportation, Water and Infrastructure Committee
FTE	Full Time Equivalent	VA	Department of Veterans Affairs
FY	Fiscal Year	vs.	versus (against)
GHAD	Geologic Hazard Abatement District	WAN	Wide Area Network
GIS	Geographic Information System	WBE	Women Business Enterprise
		WCCTAC	West Contra Costa Transportation Advisory Committee

---

**Joint Meeting of the  
COMMUNITY CORRECTIONS PARTNERSHIP  
And the  
COMMUNITY CORRECTIONS PARTNERSHIP EXECUTIVE COMMITTEE**

**Record of Actions**

**October 4, 2013**

**50 Douglas Drive, 2<sup>nd</sup> Floor  
Martinez, CA 94553**

**1. Introductions/ Call to Order**

The meeting was called to order by Chief Kader at 8:05am. Below is a listing of Committee members in attendance or absent. (\* indicates Executive Committee member)

**Present:** Kader\*, Belon\*, Zimmelman\*, Casten (for Livingston)\*, Magnus\*, Kensok (for Peterson)\*, Twa, Baiter, Grolnic-McClurg, and Levine

**Absent:** Ovick, Gallagher, Lipetzky\*, Baiter

**2. Public comment on any item under the jurisdiction of the Committee (speakers may be limited to two minutes).**

Public comment was received. No speaker cards were submitted.

**3. APPROVE the Record of Action of the August 2, 2013 Meeting:**

Approved as presented.

*(AYES: 10 / NOES: 0 / ABSTAIN: 0 / RECUSE: 0 / ABSENT: 4)*

**4. Presentation from Dr. Ed Latessa on evidenced based practices in the criminal justice system.**

This was a presentation item only with no vote taken. This item was taken immediately after Public Comment.

**5. Update on the Data and Evaluation Request for Qualifications (RFQ) process and recommendation to award the contract to Resource Development Associates.**

This was an update item only with no vote taken.

**6. Update from the CCP-Community Advisory Board (CAB) and seek approval of Willie Moffett as a member of the CAB.**

Approved as presented.

*(AYES: 10 / NOES: 0 / ABSTAIN: 0 / RECUSE: 0 / ABSENT: 4)*

**7. Adjourn**

**County of Contra Costa**  
**OFFICE OF THE COUNTY ADMINISTRATOR**  
**MEMORANDUM**

DATE: OCTOBER 25, 2013

TO: COMMUNITY CORRECTIONS PARTNERSHIP

FROM: TIMOTHY M. EWELL, Senior Deputy County Administrator

SUBJECT: **Agenda Item No. 4 – 2013/14 1<sup>st</sup> Quarter Financial Report**

---

**RECOMMENDATION:**

ACCEPT the 2013/14 1<sup>st</sup> Quarter Financial Report for the Community Corrections allocation of AB109 Public Safety Realignment revenue.

**DISCUSSION:**

At the March 1, 2013 meeting the Partnership changed the process for reviewing and approving reimbursement requests by departments. Specifically, reimbursement requests now receive administrative review by the County Administrator's Office and are reimbursed with the Partnership receiving quarterly financial reports summarizing revenue and reimbursements for review. The quarterly reports are to coincide with the quarterly meeting schedule of the Partnership.

Revenue

To date, the County has received **three allocations** of community corrections funding from the State totaling **\$4,719,581** and began the year with a fund balance of **\$12,442,645** for a total of **\$17,162,226** in available resources. Note that one of the three revenue allocations received was fiscal year 2012/13 Community Corrections Growth funding in the amount of **\$1,168,487**.

Expenditures

To date, **\$2,762,579** in expenditure reimbursement requests have been made for AB109 related programming. A summary of claim requests by department is included in Attachment A.

Fund Balance

The current fund balance for fiscal year 2013/14 for the AB109-Community Corrections allocation of Public Safety Realignment revenue is **\$14,399,647**.

Attachments

*Attachment A – 2013/14 1<sup>st</sup> Quarter Financial Summary*

TME:

**FY 2013/14 Q1 FINANCIAL REPORT SUMMARY**

**FUND 115300 COUNTY LOCAL REVENUE FUND  
2982 LOCAL COMMUNITY CORRECTIONS**

**as of 10/24/2013**

<b>SOURCES:</b>	<u>PROJECTED</u>	<u>YTD</u>	
BEGINNING FUND BALANCE 2013/14	\$ 12,442,645	\$ 12,442,645	
REVENUES 2013/14	\$ 24,023,319	\$ 4,719,581	(3 Payments Rec'd)
<b>2013/14 TOTAL SOURCES</b>	<b>\$ 36,465,964</b>	<b>\$ 17,162,226</b>	

<b>USES:</b>		
DISBURSEMENTS: Reimbursements To Depts. FY 13-14	\$	-
PENDING CLAIMS: Submitted, Not Yet Processed	\$	2,762,579
<b>2013/14 TOTAL USES</b>	<b>\$</b>	<b>2,762,579</b>

<b>2013/14 FUND BALANCE AVAILABLE</b>	<b>\$ 14,399,647</b>
---------------------------------------	----------------------

<b>Realignment Plan Budget Status</b>	<b>FY 13-14</b>	<b>FY 13-14</b>	<b>FY 13-14</b>	<b>Budget</b>
<b>Includes Pending Claims through September 2013</b>	<b>Budget</b>	<b>Claimed/Received</b>	<b>Pending Claims</b>	<b>Balance</b>
Sheriff Department <i>(through August 2013)</i>	\$ 8,205,204	\$ -	\$ 886,270	\$ 7,318,934
Probation <i>(includes Pre-Trial)</i>	\$ 3,708,303	\$ -	\$ 667,265	\$ 3,041,038
Behavioral Health Services	\$ 2,243,876	\$ -	\$ 411,542	\$ 1,832,334
Detention Health Services	\$ 1,063,752	\$ -	\$ -	\$ 1,063,752
District Attorney	\$ 1,478,916	\$ -	\$ 260,856	\$ 1,218,060
Public Defender	\$ 1,153,496	\$ -	\$ 268,596	\$ 884,900
Zero Tolerance	\$ 50,000	\$ -	\$ -	\$ 50,000
Workforce Development Board	\$ 200,000	\$ -	\$ -	\$ 200,000
CCC Police Chief's Association	\$ 522,000	\$ -	\$ 32,625	\$ 489,375
County Administrator	\$ 450,000	\$ -	\$ 36,073	\$ 413,927
Community Programs	\$ 4,115,000	\$ -	\$ 199,353	\$ 3,915,647
	<b>\$ 23,190,547</b>	<b>\$ -</b>	<b>\$ 2,762,579</b>	<b>\$ 20,427,968</b>



COMMUNITY ORIENTED CORRECTIONAL HEALTH SERVICES  
Linking Community Health and Public Safety

## **Projected Contra Costa County Medi-Cal Eligibility for Jailed Individuals: Male, Aged 18-24**

- Projected Annual Jail Admissions: **4,678**
- Projected Eligibility for Medi-Cal: **3,202**
- Projected Eligibility Percentage by Race/Ethnicity:
  - **73.6%** of White detainees
  - **84.6%** of documented Hispanic detainees
  - **81.4%** of Black detainees
- In Numbers:
  - **1,033** White detainees projected to be eligible
  - **721** Hispanic detainees projected to be eligible
  - **1,448** Black detainees projected to be eligible

## Assembly Bill No. 720

### CHAPTER 646

An act to add Section 4011.11 to the Penal Code, and to amend Section 14011.10 of the Welfare and Institutions Code, relating to inmates.

[Approved by Governor October 8, 2013. Filed with  
Secretary of State October 8, 2013.]

#### LEGISLATIVE COUNSEL'S DIGEST

AB 720, Skinner. Inmates: health care enrollment.

Existing law provides for the Medi-Cal program, which is administered by the State Department of Health Care Services, under which qualified low-income individuals receive health care services. The Medi-Cal program is, in part, governed and funded by federal Medicaid Program provisions. Existing federal law prohibits federal financial participation for medical care provided to inmates of a public institution, except when the inmate is a patient in a medical institution.

Commencing January 1, 2014, the federal Patient Protection and Affordable Care Act expands eligibility under the Medicaid Program for certain groups and enacts various other health care coverage market reforms that take effect on that date. Existing federal law requires the Secretary of Health and Human Services to develop and provide to each state a single, streamlined form that may be used to apply for all state health subsidy programs, as defined, within the state.

This bill would authorize the board of supervisors in each county, in consultation with the county sheriff, to designate an entity or entities to assist county jail inmates to apply for a health insurance affordability program, as defined. The bill would authorize the entity, to the extent authorized by federal law and federal financial participation is available, to act on behalf of a county jail inmate for the purpose of applying for, or determinations of, Medi-Cal eligibility for acute inpatient hospital services, as specified. The bill would provide that county jail inmates who are currently enrolled in the Medi-Cal program shall remain eligible for, and shall not be terminated from, the program due to their detention, unless required by federal law, they become otherwise ineligible, or the suspension of their benefits has ended. The bill would provide that the fact that an applicant is an inmate shall not, in and of itself, preclude a county human services agency from processing an application for the Medi-Cal program submitted to it by, or on behalf of, that inmate.

Existing law also provides for the suspension of Medi-Cal benefits to an inmate of a public institution who is under 21 years of age. Existing law requires county welfare departments to notify the department within 10 days



of receiving information that an individual under 21 years of age who is receiving Medi-Cal is or will be an inmate of a public institution.

This bill would instead make these provisions applicable without regard to the age of the individual, provided that federal financial participation would not be jeopardized. By expanding the duties of county agencies, this bill would impose a state-mandated local program.

The bill would also include a statement of legislative intent.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

*The people of the State of California do enact as follows:*

SECTION 1. It is the intent of the Legislature in enacting this act to, among other things, ensure that county human services agencies recognize that (a) federal law generally does not authorize federal financial participation for Medi-Cal when a person is an inmate of a public institution, as defined in federal law, unless the inmate is admitted as an inpatient to a noncorrectional health care facility, (b) federal financial participation is available after an inmate is released from a county jail, and (c) the fact that an applicant is currently an inmate does not, in and of itself, preclude the county human services agency from processing the application submitted to it by, or on behalf of, that inmate.

SEC. 2. Section 4011.11 is added to the Penal Code, to read:

4011.11. (a) (1) The board of supervisors in each county, in consultation with the county sheriff, may designate an entity or entities to assist county jail inmates with submitting an application for a health insurance affordability program consistent with federal requirements.

(2) The board of supervisors shall not designate the county sheriff as an entity to assist with submitting an application for a health insurance affordability program for county jail inmates unless the county sheriff agrees to perform this function.

(3) If the board of supervisors designates a community-based organization as an entity to assist with submitting an application for a health insurance affordability program for county jail inmates, the designation shall be subject to approval by the jail administrator or his or her designee.

(b) The jail administrator, or his or her designee, may coordinate with an entity designated pursuant to subdivision (a).

(c) Consistent with federal law, a county jail inmate who is currently enrolled in the Medi-Cal program shall remain eligible for, and shall not be terminated from, the program due to his or her detention unless required by federal law, he or she becomes otherwise ineligible, or the inmate's

suspension of benefits has ended pursuant to Section 14011.10 of the Welfare and Institutions Code.

(d) Notwithstanding any other state law, and only to the extent federal law allows and federal financial participation is available, an entity designated pursuant to subdivision (a) is authorized to act on behalf of a county jail inmate for the purpose of applying for, or determinations of, Medi-Cal eligibility for acute inpatient hospital services authorized by Section 14053.7 of the Welfare and Institutions Code. An entity designated pursuant to subdivision (a) shall not determine Medi-Cal eligibility or redetermine Medi-Cal eligibility, unless the entity is the county human services agency.

(e) The fact that an applicant is an inmate shall not, in and of itself, preclude a county human services agency from processing an application for the Medi-Cal program submitted to it by, or on behalf of, that inmate.

(f) For purposes of this section, “health insurance affordability program” means a program that is one of the following:

(1) The state’s Medi-Cal program under Title XIX of the federal Social Security Act.

(2) The state’s children’s health insurance program (CHIP) under Title XXI of the federal Social Security Act.

(3) A program that makes coverage in a qualified health plan through the California Health Benefit Exchange established pursuant to Section 100500 of the Government Code with advance payment of the premium tax credit established under Section 36B of the Internal Revenue Code available to qualified individuals.

(4) A program that makes available coverage in a qualified health plan through the California Health Benefit Exchange established pursuant to Section 100500 of the Government Code with cost-sharing reductions established under Section 1402 of the federal Patient Protection and Affordable Care Act (Public Law 111-148) and any subsequent amendments to that act.

(g) Notwithstanding Chapter 3.5 (commencing with Section 11340) of Part 1 of Division 3 of Title 2 of the Government Code, the department may implement this section by means of all-county letters or similar instructions, without taking regulatory action.

SEC. 3. Section 14011.10 of the Welfare and Institutions Code is amended to read:

14011.10. (a) Except as provided in Sections 14011.11, 14053.7, and 14053.8, benefits provided under this chapter to an individual who is an inmate of a public institution shall be suspended in accordance with Section 1396d(a)(29)(A) of Title 42 of the United States Code as provided in subdivision (c).

(b) County welfare departments shall notify the department within 10 days of receiving information that an individual on Medi-Cal in the county is or will be an inmate of a public institution.

(c) If an individual is a Medi-Cal beneficiary on the date he or she becomes an inmate of a public institution, his or her benefits under this

chapter and under Chapter 8 (commencing with Section 14200) shall be suspended effective the date he or she becomes an inmate of a public institution. The suspension shall end on the date he or she is no longer an inmate of a public institution or one year from the date he or she becomes an inmate of a public institution, whichever is sooner.

(d) Nothing in this section shall create a state-funded benefit or program. Health care services under this chapter and Chapter 8 (commencing with Section 14200) shall not be available to inmates of public institutions whose Medi-Cal benefits have been suspended under this section.

(e) This section shall be implemented only if and to the extent allowed by federal law. This section shall be implemented only to the extent that any necessary federal approval of state plan amendments or other federal approvals are obtained.

(f) If any part of this section is in conflict with or does not comply with federal law, this entire section shall be inoperative.

(g) This section shall be implemented on January 1, 2010, or the date when all necessary federal approvals are obtained, whichever is later.

(h) By January 1, 2010, or the date when all necessary federal approvals are obtained, whichever is later, the department, in consultation with the Chief Probation Officers of California and the County Welfare Directors Association, shall establish the protocols and procedures necessary to implement this section, including any needed changes to the protocols and procedures previously established to implement Section 14029.5.

(i) The department shall determine whether federal financial participation will be jeopardized by implementing this section and shall implement this section only if and to the extent that federal financial participation is not jeopardized.

(j) Notwithstanding Chapter 3.5 (commencing with Section 11340) of Part 1 of Division 3 of Title 2 of the Government Code, the department shall implement this section by means of all-county letters or similar instructions without taking regulatory action. Thereafter, the department shall adopt regulations in accordance with the requirements of Chapter 3.5 (commencing with Section 11340) of Part 1 of Division 3 of Title 2 of the Government Code.

SEC. 4. If the Commission on State Mandates determines that this act contains costs mandated by the state, reimbursement to local agencies and school districts for those costs shall be made pursuant to Part 7 (commencing with Section 17500) of Division 4 of Title 2 of the Government Code.

O