

Board Members

Jack Dale, Chair
Councilmember, **Santee**

Ron Roberts, Vice Chair
Supervisor, **County of San Diego**

Matt Hall
Mayor, **Carlsbad**

Mary Salas
Mayor, **Chula Vista**

Carrie Downey
Councilmember, **Coronado**

Terry Sinnott
Councilmember, **Del Mar**

Bill Wells
Mayor, **El Cajon**

Lisa Shaffer
Councilmember, **Encinitas**

Sam Abed
Mayor, **Escondido**

Robert Patton
Councilmember, **Imperial Beach**

Kristine Alessio
Councilmember, **La Mesa**

Mary Teresa Sessom
Mayor, **Lemon Grove**

Ron Morrison
Mayor, **National City**

Jim Wood
Mayor, **Oceanside**

Steve Vaus
Mayor, **Poway**

Kevin Faulconer
Mayor, **City of San Diego**

Todd Gloria
Councilmember, **City of San Diego**

Chris Orlando
Councilmember, **San Marcos**

Lesa Heebner
Mayor, **Solana Beach**

Judy Ritter
Mayor, **Vista**

Bill Horn
Chair, **County of San Diego**

Advisory Members

Hon. John Renison
Supervisor, District 1
Imperial County

Malcolm Dougherty, Director
**California Department
of Transportation**

Harry Mathis, Chair
Metropolitan Transit System

Mark Packard, Chair
North County Transit District

CAPT John J. Adametz, CEC, USN, CO,
Naval Facilities Engineering Command
Southwest
U.S. Department of Defense

Dan Malcolm, Chair
San Diego Unified Port District

Mark Muir, Vice Chair
San Diego County Water Authority

Allen Lawson, Chairman
**Southern California Tribal
Chairmen's Association**

Remedios Gómez-Arnau
Consul General of **Mexico**

Gary L. Gallegos
Executive Director, **SANDAG**



BOARD OF DIRECTORS AGENDA

Friday, December 4, 2015
10 a.m. to 12 noon
SANDAG Board Room
401 B Street, 7th Floor
San Diego

AGENDA HIGHLIGHTS

- **THE EFFECT OF PUBLIC SAFETY REALIGNMENT
ON THE SAN DIEGO REGION**

PLEASE SILENCE ALL ELECTRONIC DEVICES DURING THE MEETING

**YOU CAN LISTEN TO THE BOARD OF DIRECTORS
MEETING BY VISITING OUR WEBSITE AT SANDAG.ORG**

MESSAGE FROM THE CLERK

In compliance with Government Code §54952.3, the Clerk hereby announces that the compensation for legislative body members attending the following simultaneous or serial meetings is: Executive Committee (EC) \$100, Board of Directors (BOD) \$150, and Regional Transportation Commission (RTC) \$100. Compensation rates for the EC and BOD are set pursuant to the SANDAG Bylaws and the compensation rate for the RTC is set pursuant to state law.

MISSION STATEMENT

The 18 cities and county government are SANDAG serving as the forum for regional decision-making. SANDAG builds consensus, makes strategic plans, obtains and allocates resources, plans, engineers, and builds public transit, and provides information on a broad range of topics pertinent to the region's quality of life.

San Diego Association of Governments · 401 B Street, Suite 800, San Diego, CA 92101-4231
(619) 699-1900 · Fax (619) 699-1905 · sandag.org



Welcome to SANDAG. Members of the public may speak to the Board of Directors on any item at the time the Board is considering the item. Please complete a Speaker's Slip, which is located in the rear of the room, and then present the slip to the Clerk of the Board seated at the front table. Members of the public may address the Board on any issue under the agenda item entitled Public Comments/Communications/Member Comments. Public speakers are limited to three minutes or less per person. The Board of Directors may take action on any item appearing on the agenda.

Public comments regarding the agenda can be sent to SANDAG via comment@sandag.org. Please include the agenda item, your name, and your organization. Email comments should be received no later than 12 noon, two working days prior to the Board of Directors meeting. **Any handouts, presentations, or other materials from the public intended for distribution at the Board of Directors meeting should be received by the Clerk of the Board no later than 12 noon, two working days prior to the meeting.**

In order to keep the public informed in an efficient manner and facilitate public participation, SANDAG also provides access to all agenda and meeting materials online at www.sandag.org/meetings. Additionally, interested persons can sign up for e-notifications via our e-distribution list at either the SANDAG website or by sending an email request to webmaster@sandag.org.

SANDAG operates its programs without regard to race, color, and national origin in compliance with Title VI of the Civil Rights Act. SANDAG has developed procedures for investigating and tracking Title VI complaints and the procedures for filing a complaint are available to the public upon request. Questions concerning SANDAG nondiscrimination obligations or complaint procedures should be directed to SANDAG General Counsel, John Kirk, at (619) 699-1997 or john.kirk@sandag.org. Any person who believes himself or herself or any specific class of persons to be subjected to discrimination prohibited by Title VI also may file a written complaint with the Federal Transit Administration.

In compliance with the Americans with Disabilities Act (ADA), SANDAG will accommodate persons who require assistance in order to participate in SANDAG meetings. If such assistance is required, please contact SANDAG at (619) 699-1900 at least 72 hours in advance of the meeting. To request this document or related reports in an alternative format, please call (619) 699-1900, (619) 699-1904 (TTY), or fax (619) 699-1905.

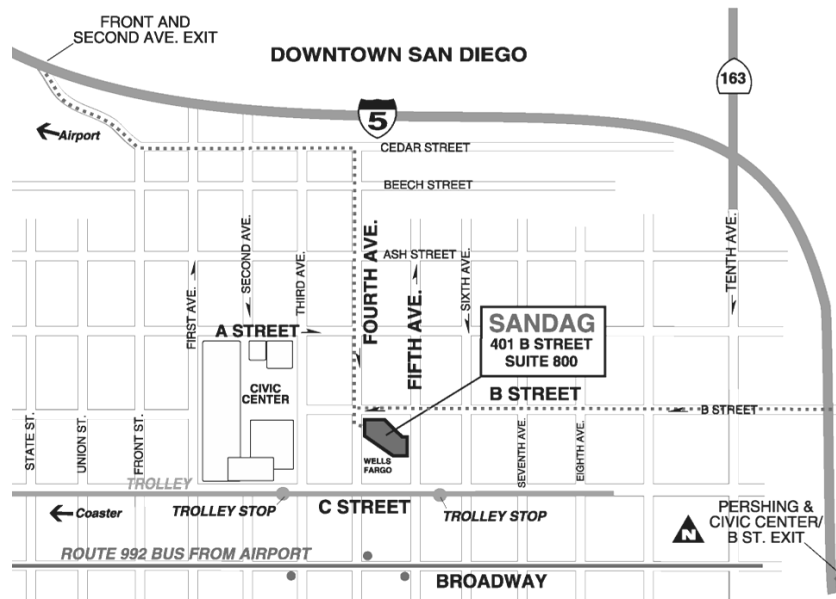
SANDAG agenda materials can be made available in alternative languages. To make a request call (619) 699-1900 at least 72 hours in advance of the meeting.

Los materiales de la agenda de SANDAG están disponibles en otros idiomas. Para hacer una solicitud, llame al (619) 699-1900 al menos 72 horas antes de la reunión.

如有需要, 我们可以把SANDAG议程材料翻译成其他语言.

请在会议前至少 72 小时打电话 (619) 699-1900 提出请求.

SANDAG offices are accessible by public transit. Phone 511 or see 511sd.com for route information. Bicycle parking is available in the parking garage of the SANDAG offices.



BOARD OF DIRECTORS

Friday, December 4, 2015

ITEM NO.		RECOMMENDATION
1.	<p>PUBLIC COMMENTS/COMMUNICATIONS/MEMBER COMMENTS</p> <p>Public comments under this agenda item will be limited to five public speakers. Members of the public shall have the opportunity to address the Board on any issue within the jurisdiction of SANDAG that is not on this agenda. Other public comments will be heard during the items under the heading "Reports." Anyone desiring to speak shall reserve time by completing a "Request to Speak" form and giving it to the Clerk of the Board prior to speaking. Public speakers should notify the Clerk of the Board if they have a handout for distribution to Board members. Public speakers are limited to three minutes or less per person. Board members also may provide information and announcements under this agenda item.</p>	
REPORTS		
+2.	<p>THE EFFECT OF PUBLIC SAFETY REALIGNMENT ON THE SAN DIEGO REGION (Del Mar Councilmember Terry Sinnott, Public Safety Committee Chair; Commander Will Brown<u>Sheriff William Gore</u>, San Diego County Sheriff's Department; David Greenberg, San Diego County District Attorney's Office; Chief Mack Jenkins<u>Division Chief Scott Huizar</u>, San Diego County Probation Department; Chief Shelley Zimmerman, San Diego Police Department; <u>Kurt Kroninger</u>, Cynthia Burke)</p> <p>A panel of public safety stakeholders will discuss how local law enforcement is working collaboratively to address the effects of the implementation of Assembly Bill 109 (Committee on Budget, 2011) and Proposition 47 (2014), while maintaining public safety in the San Diego region.</p>	INFORMATION
3.	<p>CONTINUED PUBLIC COMMENTS</p> <p>If the five speaker limit for public comments was exceeded at the beginning of this agenda, other public comments will be taken at this time. Subjects of previous agenda items may not again be addressed under public comment.</p>	
4.	<p>UPCOMING MEETINGS</p> <p>The next Board Business meeting is scheduled for Friday, December 18, 2015, at 9 a.m. (Please note, this meeting is scheduled for the third Friday of the month due to the holiday schedule.)</p>	INFORMATION
5.	<p>ADJOURNMENT</p>	

+ next to an agenda item indicates an attachment



**BOARD OF DIRECTORS
DECEMBER 4, 2015**

ACTION REQUESTED – INFORMATION

**THE EFFECT OF PUBLIC SAFETY REALIGNMENT
ON THE SAN DIEGO REGION**

File Number 2340000

Introduction

Two of the most significant legislative changes to affect public safety in California in recent history were implemented over the past four years – Assembly Bill 109, the Public Safety Realignment Act (AB 109) (Committee on Budget, 2011) and Proposition 47, the Reduced Penalties for Some Crimes Initiative (Prop 47) (2014). These statutory changes have affected local agency budgets and impacted other resources. They also have impacted the role of local agencies and their ability to control outcomes. Now that some time has passed since these laws went into effect, it is possible to provide a summary of the changes that have occurred.

San Diego public safety stakeholders are working collaboratively to address the effects of the implementation of these changes, while maintaining public safety in the San Diego region. The panel presentation will provide statistics and information on issues that have arisen since the passage of AB 109 and Prop 47.

Discussion

AB 109 – Public Safety Realignment

In response to the debate over how to fix California's chronic prison overcrowding and overextended parole system, Governor Brown signed AB 109 into law in 2011. AB 109, which took effect on October 1, 2011, shifted responsibility from the state to the counties for incarcerating, supervising, and rehabilitating offenders who have committed non-violent, non-serious, and non-sexual crimes and have no prior convictions for these types of offenses. These individuals now are sentenced to local prison rather than state prison, and can serve all of their time in custody, with no community supervision (straight sentences), or serve part of their time in custody with the remainder under community supervision (mandatory supervision).

Counties also became responsible for providing Post-Release Community Supervision to an additional state population: (1) those released from prison after serving sentences for non-violent and non-serious offenses and who have no prior convictions for those offenses; and (2) low- and medium-risk sex offenders being released from prison. Some of the broad effects of this shift include a greater number of offenders being the responsibility of counties (rather than the state), a more criminally sophisticated population to be managed in detention facilities and in the

community, and offenders being sentenced for much longer periods of time to facilities that originally were built to only house offenders for a maximum of one year.

Prop 47

On November 4, 2014, California voters passed Prop 47, which reduced some felonies to misdemeanors (including shoplifting, forgery, fraud/bad checks, grand theft, petty theft, possession of methamphetamine, cocaine, heroin, or concentrated cannabis, and receiving stolen property), with no limit on how long ago a covered offense may have occurred. In response, criminal justice stakeholders put into place plans that included how sworn officers would respond to crime and offenders; how prosecutors and public defenders would manage the anticipated influx of requests to determine Prop 47 eligibility; and how community supervision officers would work with offenders who may no longer be legally required to complete treatment.

GARY L. GALLEGOS
Executive Director

Key Staff Contact: Cynthia Burke, Ph.D., (619) 699-1910; cindy.burke@sandag.org



Public Safety Assembly Bill 109 and Proposition 47

Cynthia Burke, Ph.D.

Public Safety Definitions

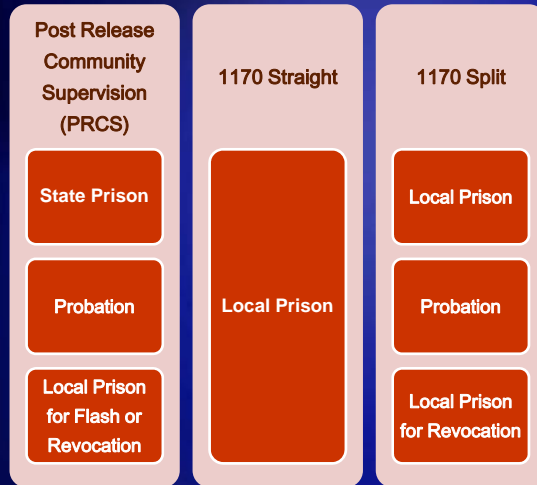
- Probation versus Parole
- Jail versus Prison
- Risk and Need – Higher Level Offender



2

What did AB 109 do?

Transferred the responsibility of housing, supervising, and rehabilitating three groups of offenders from the state to counties



Current AB 109 Statistics

Around 11,500 under probation supervision

Around 5,200 in local jail/prison

Approx. 1 in 5 realigned offenders now

Approx. 1 in 3 realigned offenders now

Property Crime Rates in the San Diego Region Remain at Historic Lows



AB 109 Summary

- History of collaboration and time to prepare
- Variation across counties and opportunity to improve systems
- Challenges due to changing detention population
- Challenges due to offenders released with no community supervision

What did Proposition 47 do?

- Effective November 5, 2014
- Crimes from felonies to misdemeanors
 - Many thefts, stolen property, bad checks (up to \$950)
 - Simple drug possession (any drug)
- Immediate and retroactive



7

Proponents: Prop 47

- Offenders can expunge a felony from their record which could allow them to vote or more easily gain employment
- Keep offenders in the community and not have to leave a family or job to serve time for what is now a misdemeanor
- Cost-savings redirected to prevention and treatment



8

Concerns: Prop 47

- Offenders who actually committed a violent offense are Prop 47 eligible because of what they pled to before implementation
- No funding for treatment to date and fewer offenders getting into treatment
- Offenders may be able to “work” the system

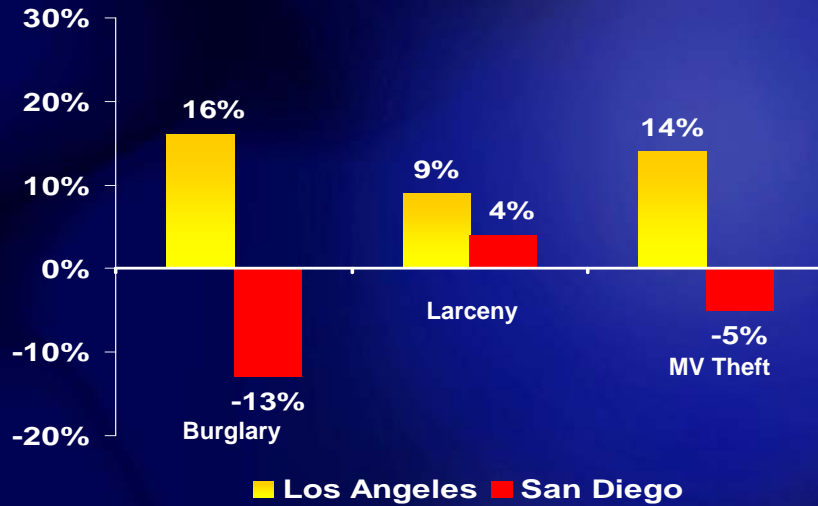
Proposition 47 San Diego County Statistics

Over 42,000
petitions filed

Almost 11,700
reviewed

Around 6,100
resentenced

Comparison of City of Los Angeles to San Diego County



Prop 47 Summary

- Less time to prepare
- May have more of an impact on the incarcerated population than AB 109
- Too early to tell effect
- More information and data need to be collected
- Question on amount of cost savings and how and when funding will be allocated

Panel Discussion

- What have been the greatest challenges and successes to date from your agency's perspective?
- What issues do you see as most pressing as we begin 2016?