



April 9, 2024

The Honorable Buffy Wicks
Chair, Assembly Appropriations Committee
1021 O Street, Suite 8220
Sacramento CA 95814

**RE: AB 2882 (McCarty) – Community Corrections Partnerships
As introduced 2/15/2024 – OPPOSE
Awaiting hearing – Assembly Appropriations Committee**

Dear Assembly Member Wicks:

On behalf of the California State Association of Counties (CSAC), the Urban Counties of California (UCC), and the Rural County Representatives of California (RCRC), we write to jointly express our opposition to AB 2882. In addition to amending the composition of the local Community Corrections Partnership (CCP) and the CCP Executive Committee, this measure would impose new costs to counties for a program realigned in 2011 related specifically to (1) new community corrections plan development and processing requirements and (2) considerable new CCP data collection and reporting requirements.

In 2011, when California faced a devastating budget shortfall similar to today's, the state and counties negotiated what is known as Public Safety Realignment – a transfer of programs and responsibilities with accompanying funding – to the local level. Subsequently, voters enacted Proposition 30 (2012), which – among other provisions – constitutionally guaranteed a permanent funding source for 2011 Realignment and provided a range of protections to counties. Article XIII, Section 36(c)(4)(A) provides that if the state enacts legislation after September 30, 2012 that increases local costs associated with programs or services realigned in 2011, then the state must provide funding to cover those costs; if no state funding is provided, counties have no obligation to deliver the higher levels of service.

AB 2882 proposes to increase the level of service associated with the responsibilities required of local CCPs related to developing an implementation plan for AB 109 (Chapter 15, 2011); given that these new community corrections responsibilities were enacted as part of 2011 Realignment, they are subject to Proposition 30 protections.

Specifically, this measure would increase CCP responsibilities in two specific ways:

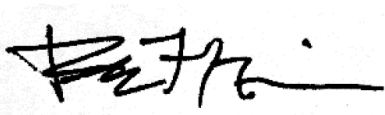
- Expands – by amending Penal Code section 1230.1 – the elements of the local community corrections plan (i.e., AB 109 implementation plan), which (1) are new, detailed and specific and (2) require annual updates and approval by the new CCP executive committee membership proposed in the bill. These elements require new comprehensive and in-depth analyses and recommendations about how criminal justice funds might be used as matching funds for other sources, quantifiable goals for improving the community corrections systems, and specific targets for each goal; and
- Adds an entire new section (Penal Code section 1230.2) of county reporting requirements to the Board of State and Community Corrections (BSCC), which enumerates 13 expansive categories of data, many of which include multiple sub-elements.

The bill proposes no funding to cover counties' costs associated with carrying out these additional responsibilities and higher levels of service beyond what was defined in 2011 Realignment legislation.

Counties already report annually to the BSCC about their local community corrections plans developed by the local CCP; the BSCC posts these detailed and voluminous reports annually. In the Legislature's early budget action, \$7.95 million in CCP grants, which have been awarded every year since 2011 and are conditioned upon counties' submission of the CCP reports, is slated to be eliminated. It seems especially inappropriate to saddle counties with new duties and responsibilities at a time when funding that today accompanies our existing reporting responsibilities for the same program has been zeroed out.

Beyond the Prop 30 considerations, the fiscal impacts contemplated by this measure come at a time when neither the state nor counties have sufficient resources to perform their existing responsibilities. Our associations also have extensive policy objections to AB 2882, which we will reserve for policy committee deliberations. CSAC, RCRC, and UCC remain opposed to AB 2882.

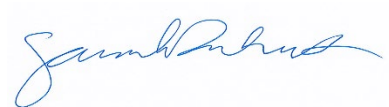
Sincerely,



Ryan Morimune
Legislative Representative, CSAC



Elizabeth Espinosa
Legislative Representative, UCC



Sarah Dukett
Policy Advocate, RCRCRCRC

cc: Members and Counsel, Assembly Appropriations Committee
The Honorable Kevin McCarty, Member of the Assembly