



June 6, 2024

The Honorable Aisha Wahab
Chair, Senate Public Safety Committee
1020 N Street, Room 545
Sacramento, CA 95814

**RE: AB 2882 (McCarty) – California Community Corrections Performance Incentives
As Amended 5/16/2024 – OPPOSE
Awaiting hearing – Senate Public Safety Committee**

Dear Senator Wahab:

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 respectful opposition to AB 2882 by Assembly Member Kevin McCarty. At its core, the bill appears to seek reprioritization of an existing Proposition 30-protected community corrections revenue stream to address the behavioral health treatment needs of those in county jail settings.

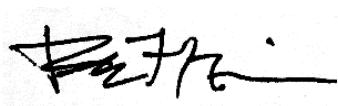
Although counties appreciate the amendments from the Assembly Appropriations Committee, our associations continue to object to the composition changes to the local Community Corrections Partnership (CCP) and the CCP Executive Committee, which are the bodies responsible for developing a local community corrections plan, as required under AB 109 (2011). Furthermore, the measure continues to expand – by amending Penal Code section 1230.1 – the elements of the local community corrections plan by requiring 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. These new duties represent a higher level of service in the context of a realigned program.

Local community corrections plan responsibilities were enacted as part of the far-reaching transfer of responsibilities from the state to counties under 2011 Realignment. 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. Under Prop 30, constitutional provisions ensure that if the state enacts legislation after September 30, 2012, that increases local costs associated with programs or services realigned in 2011 – which would apply to the new duties contemplated in AB 2882 – then the state must provide funding to cover those costs.

Counties remain significantly concerned that AB 2882 focuses on the oversight, planning and resource deployment associated with a 2011 Realignment subaccount in isolation, without considering (1) that the justice-involved population realigned to counties in 2011 has many needs, including but not limited to behavioral health, (2) other revenue sources that are brought to bear in supporting the population in counties' care, and (3) other important policy changes that took place concurrent to 2011 Realignment, as well as more recent initiatives that fundamentally revise behavioral health funding at the local level.

For these reasons, CSAC, RCRC, and UCC remain opposed to AB 2882. If you have any questions about our position, please do not hesitate to contact Ryan Morimune, rmorimune@counties.org, Elizabeth Espinosa, ehes@hbeadvocacy.com, or Sarah Dukett, sdukett@rcrcnet.org. Thank you for considering the county perspective.

Sincerely,



Ryan Morimune
Legislative Advocate, CSAC



Elizabeth Espinosa
Legislative Representative, UCC



Sarah Dukett
Policy Advocate, RCRC

cc: The Honorable Kevin McCarty, California State Assembly
Members and Counsel, Senate Public Safety Committee