



ASSEMBLY FLOOR ALERT

May 21, 2024

**Assembly Bill 2882 (McCarty) – Community Corrections Partnerships
As amended 5/16/2024 – OPPOSE
Assembly Third Reading File**

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 to jointly urge your **“NO” vote on AB 2882** when it comes to the floor for consideration. At its core, the bill appears to seek reprioritization of an existing Prop 30-protected community corrections revenue stream to address the behavioral health treatment needs of those in county jail settings.

Although counties appreciate the considerable amendments taken in the Assembly Appropriations Committee, our associations continue to object to the changes to the composition to the local Community Corrections Partnership (CCP) and the CCP Executive Committee – 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.

By way of background, local community corrections plan responsibilities were enacted as part of the far-reaching transfer of responsibilities from the state to counties in 2011 under a structure known broadly as Public Safety 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 provisions¹, which would apply to the new duties contemplated in AB 2882, 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.

¹ California Constitution Article XIII, Section 36(c)(4)(A)

Counties remain concerned that AB 2882 focuses on the oversight and planning associated with a single 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. Finally, the bill proposes no funding to cover counties' costs associated with carrying out proposed new responsibilities and higher levels of service beyond what was defined in 2011 Realignment legislation.

For these reasons, CSAC, RCRC, and UCC remain opposed to AB 2882. We respectfully request your NO vote on this measure. Thank you for considering the county perspective.