



CITY OF WHEATLAND

CITY COUNCIL MEETING STAFF REPORT

September 26, 2017

SUBJECT: Authorize Mayor to Sign Letter Requesting Governor Sign AB 1408

PREPARED BY: Greg Greeson, City Manager

Recommendation

Staff recommends Council Authorize Mayor to sign letter requesting Governor to sign AB 1408.

Background/Discussion

Staff received a request from the California League of Cities to consider requesting the Governor to sign AB 1408 which provides a range of important reforms associated with managing the population of ex-offenders who are subject to post-release community supervision, and does so in a manner that can be expected to enhance public safety in our communities.

In summary, this bill does three things to improve public safety:

1. Requires the Parole Board to consider an inmate's entire criminal history in determining their eligibility for release (CDCR claims this occurs now, but it is not required by law)
2. Restricts the use of flash incarceration for repeat offenders who violate terms of release/supervision
3. Places more comprehensive information in the hands of local law enforcement officials/probation officers who must monitor these offenders once they are released.

For these reasons, staff believes this legislation codifies badly need steps to enhance public safety in light of recent statewide criminal justice reforms.

Attachments

1. Letter Requesting Mayor sign letter requesting Governor to sign AB 1408

*****CITY LETTERHEAD*****

Date

The Honorable Edmund G. Brown, Jr.
Governor, State of California
State Capitol, First Floor
Sacramento, CA 95814

**RE: AB 1408 (Calderon). Crimes. Supervised Release.
Request for Signature**

Dear Governor Brown:

The City of _____ respectfully requests your signature on Assembly Bill 1408.

This measure provides a range of important reforms associated with managing the population of ex-offenders who are subject to post-release community supervision, and does so in a manner that can be expected to enhance public safety in our communities.

First, it expands the volume and quality of data available to local law enforcement by mandating the California Department of Corrections and Rehabilitation to provide locals with copies of an inmate's record of supervision during any period of parole.

Second, it specifies that during its deliberations about whether to grant an inmate parole, the state Parole Board shall consider the individual's entire criminal history, including all past convicted offenses, in making that determination. This is a critical provision in that it ends the current policy of considering only the offender's most recent commitment offense. It also follows other practices related to developing a realistic assessment of an individual's actual risk of recidivism.

Third, AB 1408 prohibits the use of intermediate sanctions such as flash incarceration for ex-offenders on post-release community supervision (PRCS) who have violated the terms of their release for a third time. This measure specifies that in the case of such repeat offenders, the supervising agency must modify or revoke PRCS.

Finally, this measure requires notice to the court, sheriff, district attorney and public defender if the local probation department employs flash incarceration, and authorizes a peace officer, including a probation officer to arrest an individual on PRCS if he or she has failed to appear at a hearing on a motion to modify or revoke such supervision.

For these reasons, the City of _____ strongly supports this modest legislation as codifying badly need steps to enhance public safety in light of recent statewide criminal justice reforms.

Sincerely,

NAME

TITLE

CITY/TOWN of _____

cc: Your Senator & Assembly Member
Your League Regional Public Affairs Manager (via email)
Meg Desmond, League of California Cities, mdesmond@cacities.org