
SENATE COMMITTEE ON APPROPRIATIONS

Senator Ricardo Lara, Chair
2017 - 2018 Regular Session

SB 190 (Mitchell) - Juveniles

Version: January 26, 2017

Policy Vote: PUB. S. 6 - 1, HUMAN S. 4 -
0

Urgency: No

Mandate: No

Hearing Date: May 25, 2017

Consultant: Shaun Naidu

***** **ANALYSIS ADDENDUM – SUSPENSE FILE** *****

The following information is revised to reflect amendments
adopted by the committee on May 25, 2017

Bill Summary: SB 190 would repeal the authority of local agencies to assess and collect specified fees against families of persons subject to the juvenile delinquency system.

Fiscal Impact:

- County fee revenue: Potential loss of ongoing revenue for counties that currently assess and collect fees, potentially in excess of \$5 million to \$10 million (local funds) annually.
- Repeal of local requirement to charge fees: Potential costs in the tens of millions of dollars (General Fund) annually, for administrative and operational costs related to local detention, probation supervision, drug testing, food (for which the county did not receive federal funding), and transportation of persons subject to the juvenile delinquency system. Although a number of counties currently opt not to charge specified fees, the total costs (and not necessarily the amount of fees collected) incurred by all counties for these activities potentially could be subject to reimbursement by the state should the Commission on State Mandates determine that the provisions of this bill constitute a state-mandated program on local agencies.
- County administrative workload: Ongoing significant reduction in administrative workload related to “ability to pay” determinations and the collection of assessed fees over time. To the extent much of the outstanding debt has been referred to the Franchise Tax Board’s court-ordered debt and tax intercept programs, however, the fee collection workload relief to counties would be somewhat mitigated.
- Courts: Ongoing loss of future revenue potentially in the hundreds of thousands of dollars (General Fund*) statewide due to the inability to assess and collect fees for court-appointed counsel for defendants in delinquency proceedings. Revenue collected annually for both adults and minors exceeds \$1.1 million annually, however, only a portion of these revenues are attributable to the minor.
- CalWORKs Family Stabilization Program: Potential increase in CalWORKs services costs (General Fund) for crisis services to families in which a child has been held in temporary custody in a law enforcement facility, as specified.

*Trial Court Trust Fund

Author Amendments: Strike the CalWORKs eligibility expansion provision. Allow the board of supervisors to retain the ability to set the cost of sealing records, as specified, and the cost of dependency-related services, as specified. Allow counties to collect court-ordered debt, as specified, owing before January 1, 2018.

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