

McDermott moved Amendment 5.
The motion carried.

11/12/2020

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DAJD CWP Study

[cc] Sponsor: Balducci
Proposed No.: 2020-0306

1 **AMENDMENT TO PROPOSED ORDINANCE 2020-0306, VERSION 2**

2 On page 33, after line 740, insert:

3 "P4 PROVIDED FURTHER THAT:

4 Of this appropriation, \$100,000 shall not be expended or encumbered until the
5 executive transmits a report providing information on the department of adult and
6 juvenile detention's community work program and alternative ways to serve the needs of
7 program participants and a motion to acknowledge receipt of the report and a motion
8 acknowledging receipt of the report is passed by the council. The motion should
9 reference the subject matter, the proviso's ordinance number, ordinance section and
10 proviso number in both the title and body of the motion.

11 The executive shall convene a work group that shall include, but not be limited to:

12 (1) one or more employees from the department of adult and juvenile detention; (2) one
13 or more employees from the office of performance, strategy and budget; and (3)
14 representatives from one or more community-based organizations serving individuals
15 who have either participated in the community work program or have been considered for
16 participation in the community work program, or both. The work group shall provide
17 input into the preparation of the report.

18 If the following departments do not participate in the work group, the executive

19 should consult with each of the following, or designee, before finalization of the report:

20 (1) the district court chief judge; (2) the prosecuting attorney; (3) the department of
21 public defense director; and (4) the department of community and human services
22 director.

23 The report shall include, but not be limited to, the following:

24 A. A review of the legal restrictions, under state statute and county code, on who
25 can participate in a community work program, either as an alternative to secure detention
26 or for the mitigation of legal financial obligations;

27 B. Annual data from January 1, 2017, through December 31, 2019, identifying
28 the number of unique participants placed in a community work program, the criminal
29 charges filed against or criminal conviction of each participant at the time of placement,
30 the court making the placement, the number of community work program hours assigned,
31 whether the participant was placed on community work program pretrial or
32 postadjudication and the number of participants who successfully completed the program;

33 C. Financial data for the community work program showing all program
34 expenditures and revenues, including a list of entities purchasing community work crew
35 services, for January 1, 2017, through December 31, 2019;

36 D. A list and description of potential alternative program options considered by
37 the work group, including reestablishment of the pre-coronavirus disease 2019
38 community work program and other options under the direction of the department of
39 adult and juvenile detention, another county department or agency or a community-based
40 provider; and

41 E. An assessment of the potential options developed by the work group including

42 the executive's preferred option.

43 The executive should electronically file the report and motion required by this
44 proviso no later than September 1, 2021, with the clerk of the council, who shall retain an
45 electronic copy and provide an electronic copy to all councilmembers, the council chief
46 of staff and the lead staff for the law and justice committee, or its successor."

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48 ***EFFECT: This amendment would add a proviso in the Adult and Juvenile Detention***
49 ***budget to require report providing information on the Department of Adult and***
50 ***Juvenile Detention's Community Work Program and potential other alternative ways***
51 ***to serve the needs of program participants and provide direction for the study of***
52 ***options for reestablishing a Community Work Program.***