

Monterey County Community Corrections Partnership

BYLAWS

Article I – Authority

The Community Corrections Partnership (CCP) and its composition is established by Penal Code Section 1230; its Executive Committee (EC) by PC 1230.1 (b).

Background

SB 678 (chaptered on October 11, 2009) established a program to reduce the percentage of adult probationers sent to prison for probation failure. This bill added Penal Code Section 1230, which established an advisory body to Probation, the Community Corrections Partnership.

AB 109 (chaptered on April 4, 2011) and AB 117 (chaptered on June 30, 2011), known as the Public Safety Realignment Act of 2011, added Penal Code Section 1230.1, requiring that the local CCP develop and recommend a public safety realignment plan to the county Board of Supervisors (BOS) to maximize the effective investment of criminal justice resources with evidence-based correctional sanctions and programs. It also established the Executive Committee (EC) of the local partnership as the voting authority within the CCP.

Article II – Purpose

The principal mission of the CCP is to develop the Monterey County's Public Safety Realignment initial plan effective October 1, 2011, and its yearly modifications, for implementation pursuant to the mandates of the Public Safety Realignment Act of 2011, which shifted custody and supervision of certain offenders from the prison system and parole to local authority.

Article III – Membership

Section A: Composition

The CCP shall consist of the following members, as established by law:

1. Chief Probation Officer – Chair
2. Presiding Judge of the Superior Court or his/her designee
3. A county supervisor or the Chief Administrative Officer for the County or a designee of the Board of Supervisors
4. District Attorney
5. Public Defender
6. Sheriff
7. A Chief of Police - appointed by the Monterey County Chief Law Enforcement Officers Association (MCCLEOA)
8. Director of Social Services
9. Director of Mental Health – as the Head of both mental health and alcohol and substance abuse programs
10. Director of Economic Development – as the Head of the county department of employment
11. County Office of Education Superintendent
12. A representative from a community based organization with experience in successfully providing rehabilitative services to persons who have been convicted of a criminal offense - as appointed by the CCP Executive Committee

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13. An individual who represents the interests of victims – as appointed by the CCP Executive Committee

Section B: Vacancies

Whenever a vacancy occurs, the designated appointing authority will appoint a new member.

Article IV – Executive Committee

Section A: Purpose

Pursuant to Penal Code Section 1230.1 (b), the Executive Committee is designated to vote and formally adopt the yearly realignment plan and/or its modifications, for final approval by the Board of Supervisors. In the event the BOS rejects the plan by a vote of 4/5th, such plan will be returned to the CCP and its Executive Committee for further consideration.

Section B: Executive Committee (EC)

The Executive Committee is the decision-making body of the CCP, and has the authority to implement policies and programs consistent with the goals identified by the realignment plan in order to maximize the effective investment of criminal justice resources with evidence-based strategies and programs.

Section C: EC Membership

Pursuant to PC 1230.1 (b), the EC will be composed of 7 members, as follows:

1. Chief Probation Officer – Chair
2. Chief of Police
3. Sheriff
4. District Attorney
5. Public Defender
6. Superior Court Presiding Judge or his/her designee
7. One Board of Supervisors-designated representative from either the Head of Social Services, Head of Mental Health or Head of Alcohol and Substance Abuse Programs

Section D: Chair

The Chair of the CCP is the Chief Probation Officer of Monterey County, as determined by Penal Code Section 1230. In instances when the Chair cannot attend a meeting, his/her designee shall serve as Chair.

Section E: EC Designees

Each member of the Executive Committee present at a meeting will have one vote. However, an EC member may designate a representative to participate in person and vote at meetings if the EC member is unable to attend. Designees must be identified in writing to the CCP Chair.

Section F: EC Quorum

A quorum of the Executive Committee is no less than a simple majority of the membership of the Executive Committee. Designees will be counted toward a quorum at Executive Committee

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meetings only in the absence of the principal member and if the designee has been identified in writing to the CCP Chair.

Section G: Sub Committees

The Executive Committee may establish sub committees on either a permanent (standing) or temporary (ad-hoc) basis, to address specific issues or concerns.

Article V - Meetings

Section A: General

The CCP will meet on a schedule approved each year by its voting members. Additional meetings will be scheduled as needed to conduct business.

Notice of meetings will be posted on the CCP website located at <https://www.co.monterey.ca.us/government/departments-i-z/probation/ab109-ccp> and as required by the Brown Act.

Section B: Public Comments

Individual speakers will be limited to three (3) minutes.

Section C: Meeting Decorum

Limitations on Time

In the interests of facilitating the business of the CCP and the EC, the Chair, in the exercise of reasonable discretion, may limit time used by each person in addressing the CCP and the EC.

Determination of Disorderly Conduct

Demonstrations, including signage and applause, that are disruptive are prohibited during meetings.

In the event of obscene, indecent or profane language, remarks, or actions, the Chair shall immediately warn the presenter that continued use of such language or actions may cause the chairman to deny further presentation of information or material by the offending person. Obscenity, indecency, and profanity shall have the meanings determined by the Federal Communications Commission.

In the event any meeting is willfully interrupted as to render the orderly conduct of such meeting unfeasible the Chair may adjourn the meeting.

Section D: Agenda

The agenda for CCP and EC meetings shall be prepared by the appointed staff of the Probation Department, and include matters that come before the CCP and the EC in the ordinary course of business or which are placed on the agenda by request of any member of the CCP.

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Member requests for items to be placed on the agenda shall be filed with the Chair in accordance with the format in Appendix A attached herein, no later than seven (7) business days prior to the scheduled meeting, by 5:00 p.m. and shall, upon receipt, include all supporting documents and materials.

Article VI - Administrative

Section A – Parliamentary Authority

Robert’s Rules of Order, revised, governs all CCP meetings except in instances of conflict between the rules of order and the bylaws of the CCP or provision of law.

Section B – Brown Act

Meetings of the CCP are deemed public meetings under the authority and regulations of the Brown Act.

Article VII: Bylaws Amendments and Modifications

These bylaws may be amended at any official meeting by majority vote.

Adopted {November 10, 2014}

Amended {November 21, 2019}

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APPENDIX A

AGENDA ITEM REQUEST
Community Corrections Partnership (CCP)

**Agenda Item Requests are due at least seven (7) business days prior to CCP meeting*

TO: Community Corrections Partnership (CCP)/
Executive Committee
C/o Monterey County Probation Department
Elizabeth Balcazar, Administrative Secretary
20 East Alisal Street
Salinas, CA 93901

FROM: **CCP Member Name:**
Title:
Agency/Dept.:
Address:
Phone #:
Email:

Submitted are the following agenda item(s) to be considered by the Community Corrections Partnership (CCP) at the meeting of **[Date]**

[Background (brief)]

[Fiscal Impact, if any]

[Recommendation/Action to be Taken]

[Signature]

[Print Name and Title]