

To: Sonoma County Board of Supervisor
Department or Agency Name(s): County Administrator's Office
Staff Name and Phone Number: Nikolas Klein, 565-5312
Vote Requirement: Majority
Supervisorial District(s): Countywide

Title:

Consolidated Fee Hearing - Jail Booking Fee Effective July 1, 2020

Recommended Action:

Adopt a resolution setting the contingent Criminal Justice Administrative Fee (Jail Booking Fee) at \$212.34 per applicable booking, effective July 1, 2020. This fee is only billable to arresting agencies if the State does not fully fund the County's booking fee revenue allocation through Public Safety Realignment in Fiscal Year 2020-21.

Executive Summary:

Government Code Section 29551 authorizes the County to collect a Criminal Justice Administrative Fee, or jail booking fee, only if State Public Safety Realignment revenue allocated for this purpose is less than \$35 million statewide (Sonoma County's share is \$791,066) in a given fiscal year. While the County anticipates statewide Public Safety Realignment funding in Fiscal Year 2020-21 will meet the \$35 million threshold, per the Governor's Proposed Budget released on January 10, 2020, approval of this fee would allow the County to bill arresting agencies for the difference based on the percent of the shortfall. The Board of Supervisors is requested to increase the Jail Booking Fee from \$204.17 to \$212.34 (an increase of \$8.17, or 4.0%, over FY 2019-20).

Discussion:

Booking Fee Adjustment Calculation

Assembly Bill 1805 amended Government Code Section 29550, and added GC Sections 29551 and 29552, to address the costs associated with booking arrestees of other agencies into county jails. Pursuant to this new legislation, if the State appropriates (in FY 2007-08 and annually thereafter) \$35 million in the Enhancing Law Enforcement Activities Subaccount (part of the Local Law Enforcement Services Account, Local Revenue Fund 2011) to directly fund counties for the cost of jail bookings, a county may not levy a booking fee. In accordance with GC Section 29552, Sonoma County's apportionment of the total annual \$35 million budgeted statewide is \$791,066. However, if in subsequent years, less than the full \$35 million is allocated in the state budget for all counties, local arresting agencies would be required to pay the portion of the booking fee equal to the proportion that the appropriated amount is less than \$35 million, as long as the Board maintains and updates this fee.

The Jail Booking Fee is statutorily set with annual increases limited to the California Consumer Price Index, plus 1.0%. This methodology has been in place since 2006, and is established in Government Code Section 29551. The California Department of Finance aggregates Bureau of Labor Statistics data and publishes annual Consumer Price Index increases for the entire state. Based on the State's data published January 2020, the year-over-year statewide CPI increase for

calendar year 2019 was 3.0%. The 2019 CPI data set, "Calendar Year Averages from 1950", is attached to this summary report, and also published on the Department of Finance's website (<http://www.dof.ca.gov/Forecasting/Economics/Indicators/Inflation/>). After factoring in the additional 1.0% increase allowed above the 3.0% CPI inflation, the overall proposed fee increase for FY 2020-21 equates to 4.0%.

Prior Board Actions:

May 14, 2019: Board adopted resolution updating the Jail Booking Fee for FY 2019-20.
 May 8, 2018: Board adopted resolution updating the Jail Booking Fee for FY 2018-19.
 May 9, 2017: Board adopted resolution updating the Jail Booking Fee for FY 2017-18.
 April 26, 2016: Board adopted resolution updating the Jail Booking Fee for FY 2016-17.
 Each year since FY 1990-91 the Board has set the Jail Booking Fee.

FISCAL SUMMARY

	FY 19-20 Adopted	FY20-21 Projected	FY 21-22 Projected
Expenditures			
Budgeted Expenses			
Additional Appropriation Requested			
Total Expenditures			
Funding Sources			
General Fund/WA GF			
State/Federal			
Fees/Other			
Use of Fund Balance			
Contingencies			
Total Sources			

Narrative Explanation of Fiscal Impacts:

This fee is only billable to arresting agencies if the state does not fully fund the booking fee allocation through Public Safety Realignment.

Staffing Impacts:			
Position Title (Payroll Classification)	Monthly Salary Range (A-I Step)	Additions (Number)	Deletions (Number)

Narrative Explanation of Staffing Impacts (If Required):

None

Attachments:

- 1) Resolution establishing Jail Booking Fees for Fiscal Year 2020-21
- 2) Fee Cover Page
- 3) Jail Booking Fee Calculation Worksheet
- 4) Consumer Price Index

Related Items "On File" with the Clerk of the Board:

None



County of Sonoma
State of California

Date: March 24, 2020

Item Number: _____

Resolution Number: _____

4/5 Vote Required

**Resolution Of The Board Of Supervisors Of The County Of Sonoma, State Of California, Setting
A Contingent Criminal Justice Administrative Fee (Jail Booking Fee) At \$212.34 Per Applicable
Booking To Be Effective July 1, 2020.**

Whereas, in 1990, the Board of Supervisors established a Criminal Justice Administrative Fee (Jail Booking Fee) to provide for the reimbursement of County expenses incurred with respect to booking or other processing of arrested persons, to the extent authorized by law; and

Whereas, Assembly Bill 1805, a State general government trailer bill adopted in 2006, amended Government Code Sections 29550 and added GC Sections 29551 and 29552, to address costs associated with booking arrestees of other agencies into county jails; and

Whereas, should the State appropriate less than the full \$35 million for this purpose, arresting agencies will be required to pay to the County all or a portion of the booking fee equal to the proportion that the appropriated amount is less than \$35 million; and

Whereas, the proposed Jail Booking Fee is calculated to be \$212.34 based on the formula mandated by State law; and

Whereas, the Board of Supervisors desires to recover the allowable portion of the actual costs of booking and processing persons arrested by other agencies.

Now, Therefore, Be It Resolved to recover the reasonable cost of providing these services, the Board of Supervisors of the County of Sonoma, State of California, hereby sets the

Resolution #20-

Date:

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Criminal Justice Administrative Fee at \$212.34 per applicable booking effective July 1, 2020, contingent on the State not appropriating \$35 million to counties to fund the cost of jail bookings, and

Be It Further Resolved should the State appropriate less than the full \$35 million to fund the cost of jail bookings, that the Board of Supervisors authorizes the Jail Booking Fee to be billed effective July 1, 2020 to local agencies at a rate determined to be that portion of the booking fee equal to the proportion that the appropriated amount is less than \$35 million; and

Be It Further Resolved based on information presented to this Board, this Board finds that the proposed fees comply with all legal requirements, including Art. XIII C of the California Constitution.

Supervisors:

Rabbitt:

Zane:

Gore:

Hopkins:

Gorin:

Ayes:

Noes:

Absent:

Abstain:

So Ordered.

Attachment 2
Fee Cover Sheet

Department	Division/unit	Type of change (Increase, decrease, new fee, replacement of fee, deletion of fee, other change)	Fee Description (short)	Fee Subcategory	Legal basis for fee	Requirement to adjust fee (resolution or ordinance)	FY 2016-17 Units	Anticipated units, FY 2019-20	Current fee amount	Proposed fee amount	Change in fee (%)	Proposed effective date	Additional revenue expected ¹	Last date fee changed	Amount prior to last change	Amount fee is subsidized by other funding (per unit), if any
BOS/CAO	CAO	Increase	Jail Booking Fee	N/A	GC 29550-20552	Resolution	0	0	\$ 204.17	\$ 212.34	4%	7/1/2020	\$ -	7/1/2019	\$ 195.00	\$ 179.10

Note 1: Fee only collected if state Realignment funds are not available.

Attachment 3
Jail Booking Fee Calculation
(Annual CPI + 1.0%)

Booking fee calculation

Fee as of June 30, 2006 \$ 123.00

						Annual Change (\$)	Annual Change (%)
FY 06-07	San Francisco CPI (February 2005 to February 2006)		2.9%				
	\$ 123.00	1.029	1.01	\$ 127.83			
FY 07-08	San Francisco CPI (February 2006 to February 2007)		3.2%				
	\$ 128.00	1.032	1.01	\$ 133.42	Booking fee change for FY 07-08	\$5.58	4.4%
FY 08-09	San Francisco CPI (February 2007 to February 2008)		2.9%				
	\$ 133.42	1.029	1.01	\$ 138.66	Booking fee change for FY 08-09	\$5.24	3.9%
FY 09-10	San Francisco CPI (February 2008 to February 2009)		0.9%				
	\$ 138.66	1.009	1.01	\$ 141.31	Booking fee change for FY 09-10	\$2.65	1.9%
FY 10-11	San Francisco CPI (February 2009 to February 2010)		2.4%				
	\$ 141.31	1.024	1.01	\$ 146.14	Booking fee change for FY 10-11	\$4.84	3.4%
FY 11-12	San Francisco CPI (February 2010 to February 2011)		2.1%				
	\$ 146.14	1.021	1.01	\$ 150.71	Booking fee change for FY 11-12	\$4.56	3.1%
FY 12-13	San Francisco CPI (February 2011 to February 2012)		3.5%				
	\$ 150.71	1.035	1.01	\$ 157.54	Booking fee change for FY 12-13	\$6.83	4.5%
FY 13-14	San Francisco CPI (February 2012 to February 2013)		2.4%				
	\$ 157.54	1.024	1.01	\$ 162.93	Booking fee change for FY 13-14	\$5.39	3.4%
FY 14-15	San Francisco CPI (February 2013 to December 2013*)		1.3%				
	\$ 162.93	1.023	1.01	\$ 166.68	Booking fee change for FY 14-15	\$3.75	2.3%
FY 15-16	San Francisco CPI (January 2014 to December 2014)		2.7%				
	\$ 166.68	1.037	1.01	\$ 172.85	Booking fee change for FY 15-16	\$6.17	3.7%
FY 16-17	San Francisco CPI (January 2015 to December 2015)		3.2%				
	\$ 172.85	1.042	1.01	\$ 180.00	Booking fee change for FY 16-17	\$7.15	4.1%
FY 17-18	San Francisco CPI (January 2016 to December 2016)		3.5%				
	\$ 180.00	1.045		\$ 188.00	Booking fee change for FY 17-18	\$8.00	4.4%
FY 18-19	San Francisco CPI (January 2017 to December 2017)		2.9%				
	\$ 188.00	1.039		\$ 195.00	Booking fee change for FY 18-19	\$7.00	3.7%
FY 19-20	California Average CPI (January 2018 to December 2018)		3.7%				
	\$ 195.00	1.047		\$ 204.17	Booking fee change for FY 19-20	\$9.17	4.7%
FY 20-21	California Average CPI (January 2019 to December 2019)		3.0%				
	\$ 204.17	1.040		\$ 212.34	Booking fee change for FY 20-21	\$8.17	4.0%

*CPI date moved to accommodate consolidated fee hearing schedule. This will become the new annual date

Attachment 4
California CPI as of Dec. 2019

CONSUMER PRICE INDICES, UNITED STATES AND CALIFORNIA
CALENDAR YEAR AVERAGES, (1982-84=100)

	<u>United States</u>		<u>California</u>	
	<u>Index</u>	<u>% change</u>	<u>Index</u>	<u>% change</u>
<u>All Urban Consumers</u>				
2000	172.2	3.4	174.8	3.7
2001	177.1	2.8	181.7	3.9
2002	179.9	1.6	186.1	2.4
2003	184.0	2.3	190.4	2.3
2004	188.9	2.7	195.4	2.6
2005	195.3	3.4	202.6	3.7
2006	201.6	3.2	210.5	3.9
2007	207.342	2.8	217.424	3.3
2008	215.303	3.8	224.807	3.4
2009	214.537	-0.4	224.110	-0.3
2010	218.056	1.6	226.919	1.3
2011	224.939	3.2	232.930	2.6
2012	229.594	2.1	238.155	2.2
2013	232.957	1.5	241.623	1.5
2014	236.736	1.6	246.055	1.8
2015	237.017	0.1	249.666	1.5
2016	240.007	1.3	255.303	2.3
2017	245.120	2.1	262.802	2.9
2018	251.107	2.4	272.510	3.7
2019	255.657	1.8	280.638	3.0

All Urban Consumers: Include, in addition to wage earners and clerical workers, groups such as professional, managerial, and technical workers, the self-employed, short-term workers, the unemployed, and retirees, and others not in the labor force.

California CPI:

From 1965 to 1986: Population-weighted average of the CPI for Los Angeles, San Diego, and San Francisco MSAs.

From 1987 to 2017: Population-weighted average of the CPI for Los Angeles and San Francisco MSAs.

From 2018 onward: Population-weighted average of the CPI for Los Angeles, Riverside, San Diego, and San Francisco MSAs.

Los Angeles MSA: Includes the counties of Los Angeles and Orange.

Riverside MSA: Includes the counties of Riverside and San Bernardino.

San Diego MSA: San Diego county.

San Francisco MSA: Includes the counties of Alameda, Contra Costa, Marin, San Francisco, and San Mateo.

Source:

United States, Los Angeles, Riverside, San Diego, and San Francisco MSAs -- US Bureau of Labor Statistics (BLS)

California -- Calculated by the CA Department of Finance using a formula developed by the CA Dept. of Industrial Relations (DIR)

Forecast -- CA Department of Finance (percent changes calculated from unrounded data)

Beginning with the January 2007 data, indices published by the BLS will be rounded to three decimal places.

Updated: January 2020