

Senate Bill 104 (2023)

Item 5227-116-0001 of Section 2.00 of the Budget Act of 2023 is amended to read:

5227-116-0001—For local assistance, Board of State and Community Corrections
..... 40,000,000

Schedule:

(1) 4945-Corrections Planning and Grant Programs 40,000,000

Provisions:

1. Of the amount appropriated in Schedule (1), \$39,400,000 shall be provided for the Public Defense Pilot to each county based on the county’s share of the total adult population in the state for indigent defense providers, including public defenders, alternate defenders, and other qualifying entities that provide indigent defense in criminal matters for the purposes of workload associated with the provisions in paragraph (1) of subdivision (d) of Section 1170 of, and Sections 1170.95, 1473.7, and 3051 of, the Penal Code. This pilot shall end January 1, 2025. Prior to distribution of these resources for each county, the Board of State and Community Corrections shall work in consultation with the Office of the State Public Defender to identify those entities who provide public defender services on behalf of each county. If any funds remain unallocated after the distribution process described in this provision is completed, the Board of State and Community Corrections shall reallocate and distribute, on a one-time basis, the remaining funds to the participating counties proportionally based on the county’s share of the adult population. No later than March 1, 2025, each of those entities who provide public defender services on behalf of a county and receive these resources shall report to the Board of State and Community Corrections on how much funding was received and how the funding was used to address the workload pursuant to this provision. The Board of State and Community Corrections shall contract with a university or research institution to complete an independent evaluation to assess how these resources provided to public defender service providers impact outcomes for the workload associated with the provisions in paragraph (1) of subdivision (d) of Section 1170 of, and Sections 1170.95, 1473.7, and 3051 of, the Penal Code. The Board of State and Community Corrections will submit this evaluation to the Joint Legislative Budget Committee by August 1, 2025. This funding is intended to supplement, and not supplant, existing funding levels for public defender offices. **This funding shall be available for encumbrance or expenditure until December 31, 2026.** No additional data collection related to outcomes or workload shall be required to be reported to the Board of State and Community Corrections by grantees after March 1, 2025 to ensure completion of the evaluation report by August 1, 2025.

2. Of the amount appropriated in Schedule (1), \$600,000 shall be available for the Board of State and Community Corrections for administrative costs and to contract with a university or research institution to complete the independent evaluation. These funds shall be available for encumbrance or expenditure until June 30, 2028.