

May 2017

**Various Departments:
State Penalty Fund Conference Issues
Public Safety and Labor Agenda, Issue 30, Page 32**

L E G I S L A T I V E A N A L Y S T ' S O F F I C E

Presented to:
Budget Conference Committee
Hon. Holly Mitchell, Chair



Overview of State Penalty Fund (SPF) Spending Plans

May 2017
Page 1



Governor's Plan

- Eliminates existing statutory provisions regarding the formulaic allocation of SPF revenues.
- Appropriates specific dollar amounts directly to certain programs, totaling \$90.4 million. Programs prioritized by the administration (such as training for state and local law enforcement) would be required to address smaller reductions than they otherwise would under current law.
- Eliminates SPF funding for four programs: (1) California Gang Reduction, Intervention, and Prevention Program (CalGRIP); (2) Internet Crimes Against Children (ICAC) Taskforces; (3) Local Public Prosecutors and Public Defenders Training Program; and (4) Motorcyclist Training Program.



Assembly and Senate Plans

- Both houses eliminate existing statutory provisions regarding the formulaic allocation of SPF revenues, as proposed by the Governor. Both houses eliminate SPF funding for ICAC Taskforces and the Motorcyclist Training Program.
- Both houses appropriate specific dollar amounts directly to certain programs, but each house provides slightly different levels of funding for some programs. In total, the Assembly plan allocates \$90.4 million and the Senate plan allocates \$90.6 million.
- Assembly plan provides General Fund support to CalGRIP (\$2 million) and ICAC (\$1 million) to backfill reduction in SPF revenues.
- Senate plan includes budget bill language requiring various changes to CalGRIP, including requiring annual reports on the overall effectiveness of the program and changing how funding is allocated.



Proposed 2017-18 Allocations From the State Penalty Fund^a

(In Thousands)

May 2017
Page 2

Program	Existing Law	Governor	Assembly	Senate
Peace Officers Standards and Training	\$28,784	\$46,496	\$43,496	\$46,496
Standards and Training for Corrections	16,880	17,209	14,209	10,000
Victim Compensation	13,027	9,082	8,082	9,082
Various OES Victim Programs ^b	11,884	12,053	11,553	12,053
CalGRIP	9,519	—	7,500 ^c	7,500 ^d
CalWRAP	5,217	3,277	3,277	3,277
Bus Driver Training	1,583	1,038	1,038	1,038
Internet Crimes Against Children	1,008	—	— ^e	—
Traumatic Brain Injury	953	800	800	600
Local Public Prosecutors and Public Defenders Training	850	—	—	450
Fish and Game Preservation Fund	450	450	450	100
Motorcyclist Safety	250	—	—	—
Totals	\$90,405	\$90,405	\$90,405	\$90,596

^a Programs may also receive funding from other fund sources.
^b Includes Victim-Witness Assistance Program, Victim Information and Notification Everyday Program, Rape Crisis Program, Homeless Youth and Exploitation Program, and Child Sex Abuse Treatment Program.
^c Assembly approved an additional \$2 million (General Fund).
^d Senate also approved budget bill language requiring various changes related to CalGRIP, including allocating \$750,000 to Los Angeles County, requiring annual reports on the overall effectiveness of the program, and changing how funding is allocated.
^e Assembly approved \$1 million (General Fund).
OES = Office of Emergency Services; CalGRIP = California Gang Reduction, Intervention, and Prevention Program; and CalWRAP = California Witness Relocation and Assistance Program.

- Allocate Specific Funding Levels for Three Programs.*** First, we recommend allocating \$450,000 to the Fish and Game Preservation Fund to comply with requirements in the State Constitution. Second, we recommend allocating about \$9.1 million to the Victim Compensation Program to maximize the amount of federal matching funds received by the state. Third, we recommend allocating about \$11.6 million to the various Office of Emergency Services victim programs as reductions to these programs could potentially be backfilled using federal dollars.

- Fund Remaining Programs Based on Legislative Priorities.*** The appropriate funding levels for the programs the houses did not reach agreement on are a matter of legislative priority. Most of the programs where there are differences generally provide training funds to local criminal justice agencies. In determining its priorities, we recommend the Legislature consider such factors as whether the program is a state or local responsibility, the relative impact of each program, and the extent to which programs receive funding from other sources.

- Adopt Senate Budget Bill Language.*** We recommend the Legislature adopt the Senate budget bill language (1) requiring the collection of more information to increase legislative oversight and accountability over CalGRIP and (2) providing guidance on how CalGRIP funds should be allocated to maximize the use of these funds.