



RESOLUTION No. 18-035

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA

RESOLUTION TO ELIMINATE JUVENILE PROBATION FEES AND CERTAIN FEES ASSOCIATED WITH PROBATION SERVICES FOR THOSE UNDER 21 YEARS OF AGE PURSUANT TO PASSAGE OF SENATE BILL 190

WHEREAS, State law previously allowed the Nevada County Probation Department to assess a variety of fees against the families of minors in the juvenile delinquency system, including fees to recoup the County's costs of detention, electronic monitoring, probation or home supervision, and drug testing, subject to evaluation of the youth's parents or legal guardian's ability to pay; and

WHEREAS, current State law allows the Nevada County Probation Department to assess a variety of fees against adults in the criminal justice system, including fees to recoup the County's costs of drug testing and participation in the Work Release program; and

WHEREAS, Welfare and Institutions Code Sections 207, 652.5, 654, 903, 903.3, 729.6 and 729.9 previously permitted the court to order the reimbursement to the County for the costs of juvenile detention, juvenile supervision, electronic monitoring, drug testing, work program and record sealings; and

WHEREAS, Penal Code Sections 1203.1 and 1203.1ab permit the court to order the reimbursement to the County for the costs of drug testing and Work Release program participation for adults; and

WHEREAS, Senate Bill 190 (effective January 1, 2018) amended Sections 207, 625.5, 654, 654.6, 729.9 and 903 of the Welfare and Institutions Code as well as Sections 1203.1ab of the Penal Code; and

WHEREAS, in order to comply with state law as amended in Senate Bill 190, the County of Nevada desires to remove the fees related to the County's costs of detention, electronic monitoring, probation or home supervision, and drug testing for juveniles as well as costs related to drug testing and participation in the Work Release program for adults under 21 years of age; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Nevada, that the resolution to eliminate juvenile probation fees and certain fees associated with probation services for those under 21 years of age is hereby adopted.

PASSED AND ADOPTED by the Board of Supervisors of the County of Nevada at a regular meeting of said Board, held on the 23rd day of January, 2018, by the following vote of said Board:

Ayes: Supervisors Heidi Hall, Edward Scofield, Dan Miller, Hank Weston and Richard Anderson

Noes: None.

Absent: None.

Abstain: None.

ATTEST:

JULIE PATTERSON HUNTER
Clerk of the Board of Supervisors

By: 


Edward Scofield, Chair

1/23/2018 cc: Probation*
AC*