



A Tradition of Stewardship
A Commitment to Service

Agenda Date: 4/8/2014

Agenda Placement: 7A

NAPA COUNTY BOARD OF SUPERVISORS Board Agenda Letter

TO: Board of Supervisors
FROM: Bret Prebula for LENARD VARE - Director
Corrections
REPORT BY: AMY WALCKER, STAFF SERVICES ANALYST I - 707.253.4405
SUBJECT: Amendment to Securus Professional Services Agreement No. 7551

RECOMMENDATION

Director of Corrections requests approval of and authorization for the Chairman to sign Amendment No. 2 to Agreement No. 7551 with Securus Technologies, Inc. in order to comply with regulatory changes implemented by the Federal Communications Commission in the provision of telephone services for inmates incarcerated at the Napa County Jail.

EXECUTIVE SUMMARY

The Director of Corrections requests approval of an amendment to an existing professional services agreement between Napa County and Securus Technologies, Inc. The amendment serves to conform with a recent Federal Communications Commission (FCC) ruling, approved February 11, 2014, in which commission on interstate calling revenue is no longer permissible. Telephone call commissions are currently a revenue source for the Inmate Welfare Fund. As a result of the FCC ruling, the Corrections Department estimates an approximate 2% reduction in telephone call revenue (\$4,000 per year).

FISCAL IMPACT

Is there a Fiscal Impact?	Yes
Is it currently budgeted?	No
What is the revenue source?	The Inmate Welfare Fund receives revenue in the form of commissions from inmate telephone calls. The commission rates vary based on the type of call.
Is it Mandatory or Discretionary?	Mandatory

Is the general fund affected?	No
Future fiscal impact:	The Inmate Welfare Fund expects to realize an annual reduction in revenue of approximately \$4,000 (2%) from telephone call commissions due to regulatory changes implemented by the Federal Communications Commission effective February 11, 2014. The ruling reduced the maximum rate per call for interstate calling and prohibits commission on interstate calls. Intrastate telephone calls are not impacted by the ruling.
Consequences if not approved:	If the requested action is not approved, the existing professional services agreement does not comply with the new ruling ordered by the Federal Communications Commission.
Additional Information:	

ENVIRONMENTAL IMPACT

ENVIRONMENTAL DETERMINATION: The proposed action is not a project as defined by 14 California Code of Regulations 15378 (State CEQA Guidelines) and therefore CEQA is not applicable.

BACKGROUND AND DISCUSSION

Napa County and Securus Technologies, Inc. are currently contracted by Professional Services Agreement No. 7551 in which Securus provides telephone services for inmates incarcerated at the Napa County Jail. This contract, effective March 15, 2011, was first amended on February 28, 2012 to incorporate automated information services to the existing contract. The Department is now requesting a second amendment to address regulatory conformity in accordance with Federal Communications Commission Order identified as FCC 47 CFR Part 64 [WC Docket No. 12-375; FCC 13-113] effective February 11, 2014. The ruling established maximum calling rates for interstate calls. Additionally, the ruling prohibits paid commission on revenue from interstate calls. As such, the Napa County Department of Corrections' Inmate Welfare Fund is no longer eligible to receive commission from interstate inmate telephone calls. Intrastate telephone calls, however, are not included in the Order. The Inmate Welfare Fund anticipates an approximate 2% reduction in telephone call revenue as a result of this ruling, approximately \$4,000.

SUPPORTING DOCUMENTS

None

CEO Recommendation: Approve

Reviewed By: Karen Collins