

Marion County Reentry Council

Meeting Minutes

December 13, 2016; 1:30 – 3:00 p.m.

Commissioners' Board Room

Courthouse Square, 5th Floor, Board of Commissioners Office

Attendees:

Reentry Council Members: Commissioner Janet Carlson, Commissioner Kevin Cameron, Sheriff Jason Myers, Commander Jeff Wood, Tamra Goettsch, Tim Murphy, Julie Huckestein, Patrice Altenhofen, Walt Beglau, Chad Freeman, Michael Laharty, Jon Reeves,

Others: Paige Clarkson, Cindy Booth, Sergeant Anna Whitlock, Deb Giard, Lisa Trauernicht, Kenneth Hetsel, Jan Calvin, Daniel Adatto, Jon Tucker, Randall Davis, McKenzie Wright, Concetta Schwesinger, Marri Fluhrer, Jeanine Wiesner, Victor Reppeto, and Allycia Weathers as recorder.

Welcome, Introductions

- Commander Wood called the meeting to order and requested introductions.

Minutes Approval

- Minutes from September 13, 2016 were reviewed;
- No changes requested; and
- Michael Laharty made a motion to approve the minutes:
 - The motion was seconded by Commissioner Carlson; and
 - A voice vote was unanimous.

Marion County Reentry Initiative Breakfast

- \$20,000 in pledges;
- 180 in attendance;
- 235 reserved the night before:
 - Overflow reservations may not have attended because of perceived lack of space.
- Discussion about moving to a larger venue; and
- Housing workgroup has been meeting:
 - Made a presentation to SEDCOR Construction Alliance:
 - Invitation from SEDCOR at the Reentry Breakfast;
 - Interested in helping with labor and materials; and
 - Need a floor plan.
 - \$1.2 million reserved in a fund for use to build housing facility:
 - Federal regulations which need to be met; and
 - Waiver request in process for location near a penal institution.
 - 2017 breakfast planning:
 - Focus on mental health:
 - Stepping Up Initiative upcoming;
 - Showcase Link Up program; and
 - Client stories.
 - Have not reserved a facility yet.

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- Interest in a larger facility to increase capacity:
 - Would need table captains to recruit attendees;
 - Cost increase for scaling up;
 - Broadway Commons charged \$300 this year;
 - Red Lion is a higher fee;
 - Have been able to recruit enough sponsors previously;
 - New sponsor for 2017 is Oregon Corrections Enterprises;
 - May be able to cover increase to move to a larger facility; and
 - Catering cost is also a consideration.
- Paige Clarkson did a great job as keynote speaker at the 2016 breakfast; and
- Send any other feedback regarding the Reentry Breakfast to Commissioner Carlson.

Child Support

- Marion County Child Support Caseload (handout attached):
 - Incarcerated obligors on child support case load;
 - Legal remedies available for individuals incarcerated for over six months;
 - Working to assess Marion County Child Support case load; and
 - Also a statewide issue:
 - District Attorney Offices have 26 different offices, and the state has a significant caseload of incarcerated obligors.
 - Can modify support judgements for incarcerated obligors:
 - Need to identify case;
 - Modification cannot occur retroactively; and
 - Potentially large child support debt.
 - Prior work with Oregon Department of Corrections to identify population and address issues:
 - No electronic method to notify an obligor is incarcerated;
 - System in development may be available by 2018;
 - Manually identified Marion County obligors who are incarcerated;
 - Unable to share Social Security Numbers due to current confidentiality laws; and
 - Challenge is inability to share information across counties and with the state.
 - Obligor needs to request the modification:
 - Education component needed.
- Addressing child support is part of the family reunification process upon reentry:
 - Second Chance Act Grant in 2009 required measurement for participants paying child support:
 - Outreach to Oregon Department of Justice and Marion County District Attorney's Office Child Support Division;
 - Very difficult to collect the information due to confidentiality concerns;
 - Granting agency no longer required the data; and
 - The issue temporarily fell off the table.

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- Client debt upon reentry:
 - Challenge to people reentering from prison:
 - Financial obligations such as supervision fees;
 - Barriers to getting driver's license; and
 - Often the debt is larger than clients can pay, including child support obligation.
 - Ensure incarcerated obligators pay what they owe, but not more than they should:
 - Incarcerated individuals have no income;
 - Modification is effective when both parties are served; and
 - Prior child support obligation based on income prior to incarceration.
 - Began pilot program with Department of Corrections to identify population;
 - Potential to work with legislature to make effective date of modification for reentry cases retroactive; and
 - After reentry, would have to modify again to base obligation on new employment:
 - This type of modification can be retroactive to the date that the non-requesting party is served.
- Department of Corrections provides information about child support upon intake:
 - Receive modification packet;
 - Work with case worker at child support; and
 - Central phone number to determine case worker.
- The client must be incarcerated six consecutive months or longer to request modification; and
- It is important to identify and work with the reentry population:
 - Prevents clients from working under the table because of the child support debt;
 - Builds trust with governmental agencies; and
 - Helps clients retain employment.
- Governor's Reentry Council had an informative presentation regarding child support:
 - Concept regarding working collaboratively with Division of Child Support;
 - Ensure department staff help inmates follow through; and
 - Potential changes to administrative rule:
 - Uncertainty if a change would be supported.
 - Director Kate Richardson is supportive.

Reentry Council and LEAD

- Marion County Reentry Council (MCRC) formed in 2009:
 - Initially formed to advise the Sheriff on the U.S. Bureau of Justice Assistance Second Chance Act Grant; and

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- The focus of MCRC has shifted over time from prisoner reentry, to local control sentences, and prison diversion programs.
- Recent Law Enforcement Assisted Diversion (LEAD) Workgroup meetings:
 - LEAD program in Seattle:
 - Collaborative project; and
 - Includes Seattle Police Department, King County Sheriff's Office, municipal governance, and local nonprofits.
 - Discussion regarding governance and structure:
 - MCRC a potential governing body:
 - Already includes barrier busting groups, nonprofit partners, treatment providers, law enforcement.
 - Draft governance and service delivery chart for LEAD (attached).
- Original focus around prison reentry:
 - Topics over the last seven years:
 - Employment;
 - Children of Incarcerated Parents;
 - Student Opportunity for Achieving Results (SOAR); and
 - Mental Health including Link-Up.
- Proposed name change to Marion County Justice Reinvestment Council and to broaden the scope:
 - Oversee Justice Reinvestment in Marion County;
 - Includes recidivism, prison diversion, and victims; and
 - LEAD could be one program area within the Justice Reinvestment Council's governance.
- LEAD summary:
 - One piece in a two part process in District Attorney's (DA) Office:
 - Policy shift around drug possession to charge as misdemeanor or dismissal:
 - New to the criminal justice system;
 - Transient or homeless;
 - Involved in livability crimes; and
 - Treatment first model.
 - Population which may qualify for LEAD:
 - Frequent law enforcement contact;
 - Chronically service resistant offenders;
 - Multiple needs such as homelessness, unemployment, substance abuse, and mental health;
 - Involved in livability and drug possession crimes;
 - No victim related crimes;
 - Client referral to services directly from law enforcement; and
 - DA's office forgoes criminal charges.
 - LEAD model has funding needs:
 - Navigator/case manager; and

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- Services for target population.
- Governance model needed:
 - Seattle program:
 - Model is successful because of community effort with collaborative governance;
 - Impressive results for this program; and
 - No one entity owns the program.
 - MCRC already a strong governance structure with interest in population;
 - LEAD is a harm-reduction model:
 - Helping individuals be better and healthier;
 - Improve livability in the community; and
 - Realistic outcomes for this population:
 - Improve homelessness; and
 - Reduce drug abuse.
 - There is a high need in our area; and
 - Looking at top 100 system utilizers among:
 - Law enforcement;
 - Public Health; and
 - Emergency Medical providers
 - Goal to reduce the top system utilizer's dependence on public services; and
 - These individuals are currently slipping through the cracks and not getting the services needed.
- Two LEAD Workgroup meetings so far:
 - Still developing program design and funding model.
- Governance model (attached):
 - Some partners already represented on MCRC;
 - Need to expand to represent additional partners including:
 - City council;
 - Salem Police;
 - Emergency medical providers; and
 - Defense attorneys.
- MCRC is appointed by the Sheriff:
 - Would need approval of the Sheriff for the name change and to seek out additional members.
- Justice Reinvestment Council would not be limited to just governance over LEAD:
 - Governance over LEAD would be one role of the council; and
 - LEAD Workgroup would continue to meet:
 - Will work at the ground level on program design and funding.
- MCRC has been in maintenance mode, LEAD is in development and needs oversight;
- Other thoughts from MCRC:
 - The service resistant population is a citywide issue as well as a county issue;
 - Community service providers also see the cycle with these service resistant individuals;

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- Infrastructure and funding barriers to work through; and
- Treatment providers using harm-reduction model:
 - May require a shift for some law enforcement; and
 - National success with harm-reduction model.
- There are already some changes occurring in law enforcement around treatment and services in the community;
- Short film on King County's LEAD project:
 - Three part series [OverCriminalized](#).
- Commissioner Cameron made a motion to adopt the LEAD program under the governance of the Council:
 - The motion was seconded by Michael Laharty; and
 - A voice vote was unanimous.
- Michael Laharty Made a motion to rename the Marion County Reentry Council to the Marion County Justice Reinvestment Council (JRIC):
 - The motion was seconded by Chad Freeman; and
 - A voice vote was unanimous.

Client & Victims Fund Protocols and Quarterly Client Fund Report

- Funds raised at the Reentry Breakfast go into the client fund:
 - Goes to services in the community; and
 - Quarterly updates to this council.
- Community Services Department of Marion County manages the client fund;
- Updated client fund protocols (attached):
 - High level revisions to policy; and
 - Fund distribution:
 - Added provision that funds raised are divided 90 percent to client services and 10 percent to victim services:
 - 10 percent is distributed to the Center for Hope and Safety.
 - Request for funds:
 - Agencies authorized to request funds are Community Action Agency, Chemeketa Community College, Family Building Blocks, Bridgeway Recovery Services, and Marion County Parole and Probation.
 - Categories funds may be used to cover:
 - Medical; and
 - Driver's license or identification.
 - Language on how funds are requested:
 - Through Community Services Department.
 - Use of client fund is for those under Marion County supervision:
 - Other funds may be leveraged to assist individuals not under supervision.

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- Commissioner Carlson made a motion to adopt the updated client and victim fund protocol pending changes to the council name;
 - The motion was seconded by Commissioner Cameron; and
 - A voice vote was unanimous.
- Quarterly report (attached):
 - Does not include revenue from 2016 breakfast:
 - Breakfast is the beginning of the fiscal year for the client fund;
 - \$20,000 raised in cash and pledges:
 - Pledges include both new and continuing pledges;
 - Community Services contacts any renewing pledges; and
 - Many fund raising efforts have monthly pledges continue ongoing rather than having contributors re-upping each year.
 - Returned checks under revenue:
 - Check issued to client to access client fund who are then unable to use the funds; and
 - Captured under revenue when check is returned by the client.
 - Ten percent for victim services allocated in the first quarter of the new fiscal year:
 - Designated Center for Hope and Safety last year.
 - Starting balance is July 1, 2016; and
 - Merchant fee is the fee for processing credit cards.
- Michael Laharty made a motion to accept the fourth quarter client fund report:
 - Jon Reeves seconded the motion; and
 - A voice vote was unanimous.

Other Business

- New position in the DA's Office:
 - Prosecutor to manage aid and assist cases:
 - Clients charged with a crime, but due to mental health issues they are unable to aid assist in their own defense; and
 - Will work to find community based services for these clients.
 - Anticipate large impact in managing mental health cases; and
 - Continue to evaluate people entering the criminal justice system to ensure individuals get to the right place.
- Adding another mobile crisis team in Marion County in the Woodburn area; and
- Student Opportunity for Achieving Results (SOAR) Issue:
 - Sponsor for lunches unable to meet obligation;
 - Capital Toyota agreed to sponsor the lunches;
 - Client fund not intended for meals; and
 - Will follow up to find a way to accept the funds that support meals elsewhere.
- Board of Commissioners approving a Stepping Up resolution next week:
 - The Sheriff, DA, and Psychiatric Crisis Center (PCC) director are presenting; and

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- Diverting people with mental illness from jail.
- Applied for and received confirmation that Marion County is included in the White House Data Driven Justice Initiative:
 - Technical assistance and resources at a national level;
 - Looking at crossover data between the public safety system and health system.
- Catherine Trottmann, volunteer coordinator for Inspire program, scheduled the first workshop:
 - Workshop scheduled for 25 clients and their children for December 14; and
 - Volunteers leading holiday craft making.
- SOAR graduation upcoming on December 23rd.

The meeting was adjourned at 3:05 p.m. by Commander Wood.

Completed by: Allycia R. Weathers

Completed date: 12/23/2016

Attachments: Child Support Handout
LEAD Governance and Service Delivery
Client Fund Protocol
Quarter Four Client Fund Report

Marion County Reentry Council

December 13, 2016

TOPIC: Child Support

BACKGROUND:

In 2009 Marion County received a Second Chance Act grant from the federal Bureau of Justice Assistance (BJA). One of the performance measures BJA was considering related to the number of clients owing and paying child support. Some work was done with the Marion County District Attorney's Office to explore how to gather such data. Summarily, BJA decided not to require the data, so no further work was done.

At an April 2016 Marion County Budget Committee meeting Concetta Swesinger, Trial Team Leader for the Marion County D.A.'s Family Support Division described a relatively recent shift in philosophy, to provide greater flexibility and support for obligors. Many of these obligors have a criminal history and struggle to meet their obligations after being incarcerated. In addition, their child support "case managers" often lose contact with them, unaware that they were incarcerated. Marion County Family Support Division estimates that about 100 of its cases involve obligors (those owing child support) who are incarcerated. Commissioner Carlson suggested that Concetta connect with the MCRI Design Team to explore collaborations, information-sharing, and system improvements.

BARRIERS TO SUCCESSFUL REENTRY:

A number of barriers impact successful reentry and the payment of child support by reentry clients. When released from incarceration, many obligors are met with a large sum of accumulated child support because they did not request a modification to their child support order when they were first incarcerated. Since the system collects child support payments through wages, this is often a deterrent or dis-incentive to seek employment. Specific issues identified through recent meetings include:

- Lack of attention to child support obligations amidst the many issues surrounding incarceration. Oregon Department of Corrections staff provides child support modification forms to newly entering inmates. However, the form cannot be submitted until the inmate is transferred to the facility where they will reside, as the form requires an address for future communications.
- Lack of information about the process to request a modification in child support obligations, including the time it takes to review and approve a modification, which takes at least 90 days.
- The fact that modifications are not retroactive.

CURRENT LAW AND RULES:

ORS 416.425 governs child support modifications, allowing temporary suspensions of orders during periods of significant unemployment. The statute does not specifically reference reentry from incarceration, but does authorize the Oregon Department of Justice to create administrative rules.

DOJ administrative rule OAR 137-055-3300 applies to "incarcerated obligors." Relevant portions read (in part):

- (4) The incarcerated obligor's income and assets are presumed available to the obligor, unless such income or assets are specifically restricted, assigned, or otherwise inaccessible pursuant to state or federal laws or rules regarding the income and assets of incarcerated obligors.
- (5) If the incarcerated obligor has gross income less than \$200 per month, the administrator shall presume that the obligor has zero ability to pay the support.
- (6) If the provisions of section (5) of this rule apply, the administrator will not initiate an action to establish a support obligation if the obligor is an incarcerated obligor ... until 61 days after the obligor's release from incarceration.
- (7) Upon receipt of proof that an obligor is an "incarcerated obligor" ..., the Administrator will initiate a modification of the support obligation.
- (8) An order entered pursuant to ORS 416.425 and this rule, that modifies a support order because of the incarceration of the obligor, is effective only during the period of the obligor's incarceration and for 60 days after the obligor's release from incarceration. The previous support order is reinstated by operation of law on the 61st day after the obligor's release from incarceration.
 - (a) An order that modifies a support order because of the obligor's incarceration must contain a notice that the previous order will be reinstated on the 61st day after the obligor's release from incarceration;
 - (b) Nothing in this rule precludes an obligor from requesting a modification based on a periodic review, pursuant to OAR 137-055-3420, or a change of circumstances, pursuant to OAR 137-066-3430.

ACTIONS:

Over the past six months, the topic of child support and reentry has been discussed at the State and local level. In summary:

- The SB 969 Task Force on Reentry discussed child support in context of fees that create barriers to successful reentry. The group questioned whether changes in statute were needed and suggested that administrative changes should be explored. Commissioner Carlson is a member of this task force.
- The MCRI Design Team learned about the Child Support system and improved communication and information sharing at a number of touch points, including Parole & Probation Intake and POs, Marion County Jail, De Muniz Resource Center, Restoration House, Simonka House, Family Building Blocks, Bridgeway Recovery Services, and Chemeketa Community College. Marion County Family Support Division also joined the MCRI Employment Team to align efforts to support clients, and updated its website to provide information on what to do if an obligor is entering incarceration.
- Meetings with representatives from DOC, the State Division of Child Support, and Marion County Family Support Division explored the State's automated data sharing project scheduled to launch in 2018, and, in the meantime, determined how Marion County Family Support Division could be informed of clients entering DOC facilities. This group also explored possible administrative changes to address identified issues.

REENTRY COUNCIL MEETING:

Concetta Swesinger, Trial Team Leader for the Marion County D.A.'s Family Support Division will attend the December 13, 2016 Marion County Reentry Council meeting to provide additional information.

Financial Policy for Marion County Reentry Initiative (MCRI) Client and Victim Services Support Account (Account)

Background

Resources donated to the Marion County Reentry Initiative (MCRI) are managed through Marion County Community Services Department (MCCS). These resources may be used to provide client support funding, victim services funding, or to help sponsor MCRI's annual community breakfast. All resources received are deposited into an account at MCCS and distributed per the policy. The Marion County Community Services Department acts as the fiscal agent, administering the account and preparing quarterly reports detailing resource and expenditure activity.

Administration

The MCRI Client and Victim Services Support Account is administered by Marion County Community Services Department (MCCS). MCCS provides the Marion County Justice Reinvestment Council with a quarterly accounting of resources received and expenditures to date. Fiscal reports are reviewed and approved by the Marion County Justice Reinvestment Council.

All requests for payment must be submitted through an authorized MCRI partner and on the appropriate form. Requests must be signed and mailed, scanned or emailed to:

Marion County Community Services
PO Box 14500
555 Court Street NE, Ste 3120
Fax: 503.373.4460
Phone: 503.588.7975
Email: CommunityServices@co.marion.or.us

Fund Distribution

All donations collected through breakfast event sponsorships or individual/organization donations shall be used to cover the costs associated with the annual breakfast event, typically held in October of each year. Any resources remaining after the expenses associated with the annual breakfast event have been paid may be transferred to the Marion County Community Services (MCCS) Client Account ("Account").

The donations distributed to the Account shall be appropriated per the policy:

- a. 90% shall be dedicated to addressing authorized MCRI client expenses, and
- b. 10% shall be dedicated to address victim services.

Once all breakfast event expenditures have been paid in full; MCCS identifies the amount of donations that are distributed to support victim services. The identified amount is distributed to the Center for Hope and Safety, or another victim service provider identified by the Marion County Justice Reinvestment Council, for the purpose of covering expenses associated with providing victim services.

Revised: December 13, 2016 (MCCS)

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The funds distributed for victim services are distributed in a lump sum annually within 60 days of the breakfast event. All disbursements must comply with county policies.

Allowable Expenses

Resources in the Account are primarily used to address barriers to education, training and employment, and medical expenses. Only authorized MCRI organizations may submit requests to the Account.

These funds are intended to support individuals under the supervision of a Marion County parole/probation officer, when no other resources are available. Authorized staff members who request these funds on behalf of a client shall seek other available resources prior to submitting a request.

The Account will support only individual needs in the following categories:

1. Crisis, as determined by the agency representative
2. Basic needs – most basic needs are available by utilizing other resources; i.e. food stamps, food pantries, clothing resources, housing/shelter.
3. Transportation - bus passes, assistance obtaining Oregon driver's license
4. Education/Employment – birth certificates, Oregon ID cards, clothing/equipment needed to obtain a job, GED class, and testing fees.
5. Medical – Eye exams and glasses.

The Account is not used to support program expenses (e.g., meals, equipment, supplies). However, programs may purchase certain individual items in bulk, such as Cherriots bus passes or Chemeketa parking permits.

Resources distributed for victim support services are primarily used to address victim services, as deemed appropriate by the selected victim services provider.

Requests for Funds

When submitting Account requests, only authorized MCRI partnering agency representatives shall submit a Request to Purchase form (attached), along with a cost justification (price verification) for each expense request.

AUTHORIZED AGENCIES

Community Action Agency (De Muniz Resource Center)

Chemeketa Community College (SOAR)

Family Building Blocks (Family Support Program)

Bridgeway Recovery Services (Link Up)

Parole and Probation (Employment Services)

Completed forms turned in on a Tuesday will be processed by MCCS; checks will be available the following Tuesday. Checks are not to be made out to individuals, unless that individual is a landlord/property manager or registered as a business with the State of Oregon.

The following are examples of the documentation that must accompany each request:

Revised: December 13, 2016 (MCCS)

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- Medical: The client or agency representative must get an invoice or authorized documentation on letterhead or on a prescription pad that is from the doctor's office specifying the client and cost for service. Appointment cards that are handwritten with the requested amount written on the back will not be accepted. For eye exams and glasses, Shopko is the only vendor currently authorized without receiving a quote.
- Driver License or ID: Attach a copy of the fee amount from the Oregon Division of Motor Vehicles (DMV) web page or a copy of the fee schedule in the driver's handbook. St. Vincent de Paul is the only vendor for Oregon Identification Cards, unless payment is processed directly through DMV.

The Center for Hope and Safety, or another selected MCRI victim services partnering agency, shall submit an invoice to MCCA for the lump sum distribution.

Picking Up Checks

The MCRI authorized agency representatives submit client fund requests may pick up the check at the MCCA, 555 Court St NE Suite 3120, Salem. Checks are not be released directly to the client. Checks authorized by the Sheriff's Office Parole and Probation Division or the De Muniz Resource Center can be delivered via the county's courier service at no charge.

Documentation of Service/Sale

When directly purchasing items on a client's behalf for an authorized purpose and that are not purchased through a typical service provider (i.e., Shopko, DMV, etc.), the MCRI client shall be required to obtain a receipt at the end of the sale and return it to the authorizing MCRI agency representative who requested the check. The MCRI authorized agency representative will send a copy of the receipt (via email, fax, or mail) to MCCA within one week of the service/purchase being completed. MCCA will reconcile the records and process the receipt through Marion County Finance Department.

If no receipt is obtained, the authorized agency representative shall complete a Missing Receipt Form (attached) to verify the expenditure.

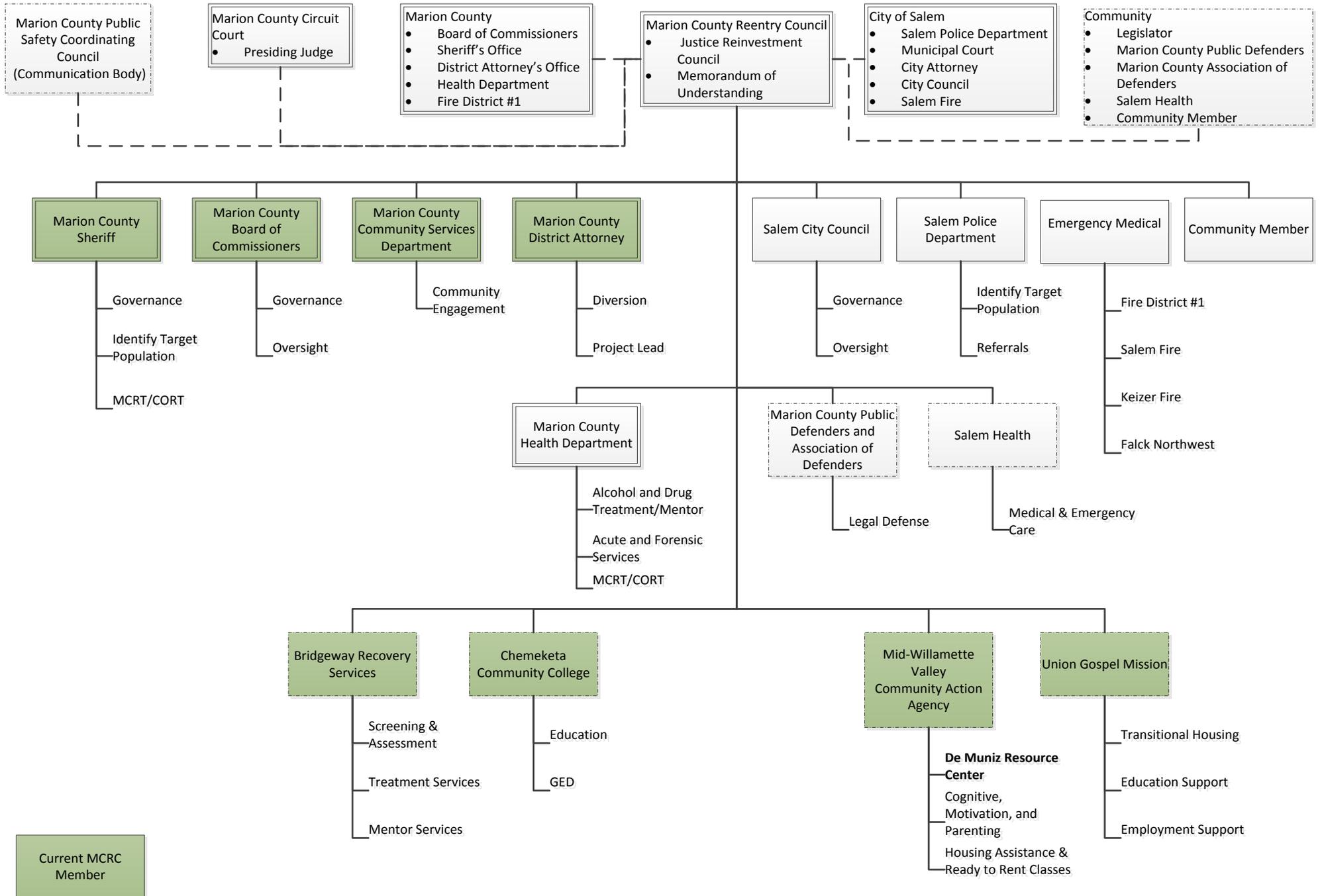
Attachment A

Authorized Agency Representatives

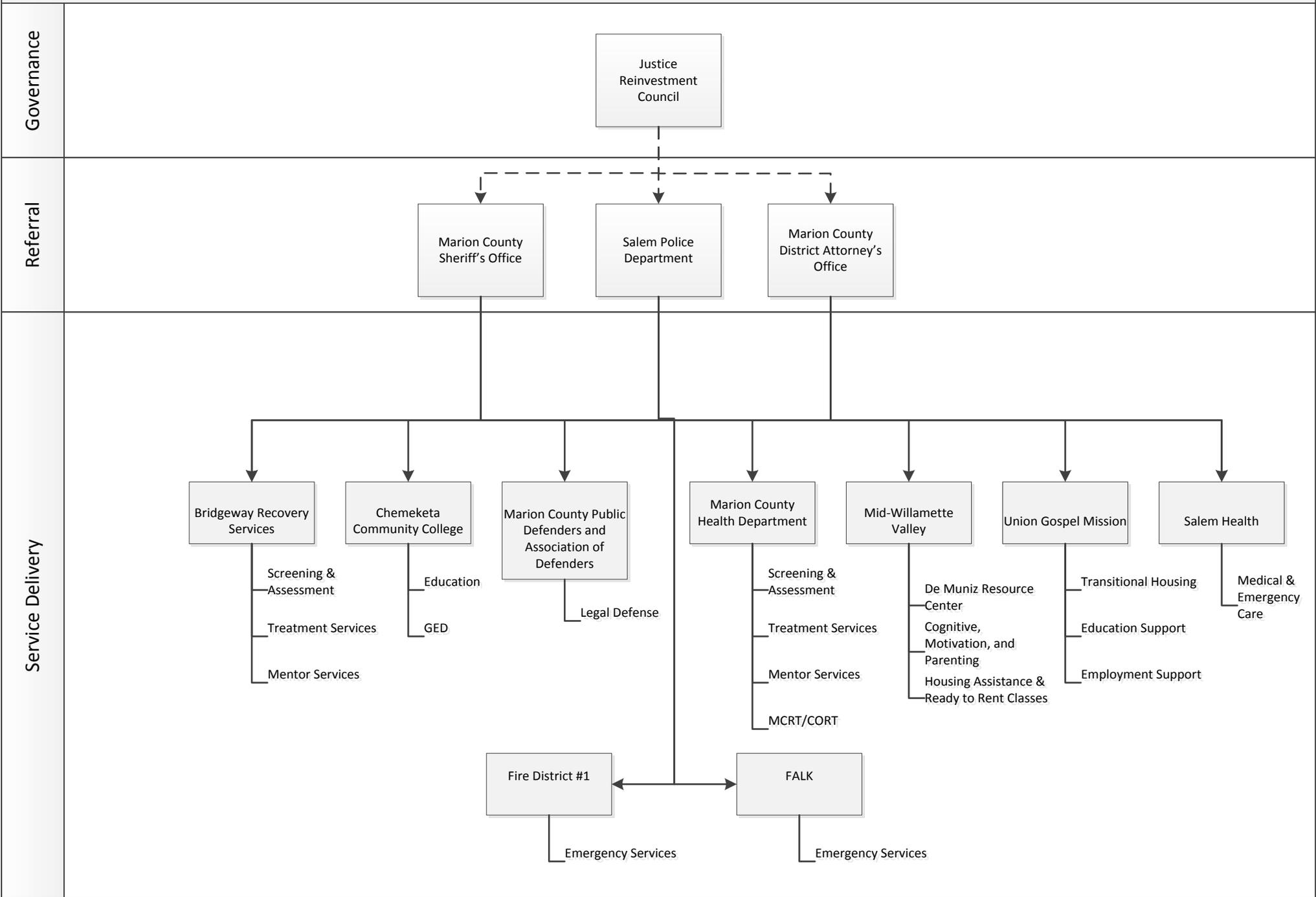
AUTHORIZED AGENCIES	AUTHORIZED AGENCY REPRESENTATIVE
Community Action Agency (De Muniz Resource Center)	April Cox
Chemeketa Community College (SOAR)	Cora Davis, Tina Temple
Family Building Blocks (Family Support Program)	Tanya Hamilton
Bridgeway Recovery Services (Link Up)	Tina Bialas
Parole and Probation (Employment Services)	Megan Churchill, Debra Giard, Laura Shaver

Law Enforcement Assisted Diversion (LEAD)

Governance Structure



LEAD Service Delivery



TO: Marion County Reentry Council

FROM: Tamra Goettsch, Community Services Department

DATE: December 13, 2016

SUBJECT: MCRI Client Support Fund Quarterly Report



Reporting Periods

- OCT - DEC (Q1) JAN - MAR (Q2) APR - JUN (Q3) JUL - SEP (Q4)

REVENUES	
July 1, 2016 through September 30, 2016	Amount
Starting Balance July 1, 2016	\$9,291.79
Online Income	\$957.50
Returned Checks	\$494.98
Total	\$10,744.27

EXPENDITURES		
July 1, 2016 through September 30, 2016	%	Amount
Employment Supplies	0%	\$0.00
GED (MVLC)	0%	\$0.00
OR Drivers License & Identification Card	69%	\$764.43
Birth Certificate	5%	\$55.00
Eye Exam/Glasses	18%	\$199.97
Bus Passes	0%	\$0.00
Merchant Fees	8%	\$84.46
Total	100%	\$1,103.86
Number of Clients supported with these funds (does not include individual bus passes)		11

Balance of Funds on hand as of September 30, 2016	\$9,640.41
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