



# MARION COUNTY JUSTICE REINVESTMENT COUNCIL



## Meeting Minutes

Thursday, September 21, 2017 – 1:30-3:00 p.m.

Commissioners' Board Room  
Courthouse Square, 555 Court Street NE  
5th Floor, Board of Commissioners Office  
Salem, Oregon 97301

### Attendees:

**Council members:** Commander Jeff Wood (chair); Sherry Bensema, Lyons Ambulance; Jessica Kampfe, Marion County Public Defender's Office; Deputy Chief Skip Miller and Lieutenant Treven Upkes, Salem Police Department; Jill Fulkerson, Salem Health;

**Others:** Lieutenant Kevin Karvandi, Marion County Parole and Probation; Sergeant Anna Whitlock, Marion County Parole and Probation; Victor Reppeto; and Allycia Weathers as recorder.

### Welcome, Introductions

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

### Justice Reinvestment Council Presentation

- [Presentation:](#)
  - Marion County Reentry Initiative:
    - Initial focus was post-prison supervision;
    - Services provided at the time such as Student Opportunity for Achieving Success (SOAR) on the Chemeketa Community College campus:
      - Intensive 12 week program;
      - Services for high risk males; and
      - Collaborative project with Marion County Sheriff's Office, Chemeketa Community College, and Community Action Agency.
    - Second Chance Act grants funding reentry services in 2009:
      - Sheriff appointed Marion County Reentry Council as governance and advisory role to the Sheriff.
    - Service partners collaborating on post-prison services:
      - Chemeketa Community College, Bridgeway Recovery Services, Community Action Agency, Family Building Blocks, Union Gospel Mission, Marion County Sheriff's Office, Marion County Board of Commissioners, and Marion County Health Department; and
      - Very successful in reducing recidivism for the population.



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- Services including supervision with Effective Practices in Community Supervision, Housing, Treatment/Mentoring, Education, Parenting, Employment and Pro-Social Activities.
- Overall goal is to reduce recidivism:
  - Historically defined as a new felony crime within three years of release or sentence to probation; and
  - House bill changed the definition of recidivism to new arrest, new felony conviction, or new misdemeanor conviction.
- Prison population:
  - Risk and needs assessment to provide services to the highest risk population; and
  - Pre-release reach in to educate population on supervision process:
    - Previously a 30 percent no show rate prior to reach ins; and
    - Reduced to about a 3 percent no show rate after implementation.
  - Link Up program is designed for prison release inmates with addiction and mental health issues co-occurring:
    - Mentor assisting with release and transportation to appointments including initial intake with Parole and Probation.
- Local Control population:
  - Felony sentence of 12 months or less;
  - Post-prison supervision after sentence;
  - Programming for this population:
    - Younger, more impulsive, predominately male, addiction issues;
    - Jail Reentry Program for males, Women's Accelerated Reentry Program for females:
      - Services including supervision, counseling, treatment, employment, resource referral, cognitive classes, and parenting;
      - Different risk factors for males and females; and
      - Trauma informed care very important for population.
    - Higher recidivism rate;
    - De Muniz Resource Center:
      - Relocated to Marion County Transition Center;
      - Provides assistance to reentry population.
- Post-Prison Supervision, Prison, and Local Control fall into Reentry Services;



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- Probation:
  - Prioritize services for high and medium risk population;
  - Assessing criminogenic risk factors; and
  - Services to this population are similar to post prison population.
- Special programs:
  - Need to divert growing prison population:
    - Prison growth at an unsustainable level;
    - Address issues and manage safely in the community; and
    - Initiated Senate Bill (SB) 416 pilot:
      - Funded by Justice Reinvestment Initiative;
      - In conjunction with District Attorney's Office, courts, and defense consortiums;
      - Target nonviolent drug and property offenders;
      - Provide pre-sentence assessment and intensive supervision; and
      - Five beds available at the jail for sanctions.
  - Family Sentencing Alternative Program:
    - Initiated in January 2016;
    - Similar to SB416 program;
    - Five counties were designated for funding;
    - Target is dual jurisdiction with Oregon Department of Human Services (population with children);
    - Divert from prison sentence to a collaborative model of supervision and services; and
    - Interrupt intergenerational cycle of criminality.
  - Marion County previously had a high incarceration rate:
    - One of the goals of Justice Reinvestment is reducing prison intakes:
      - Not the only goal;
      - Some crimes warrant a prison sentence; and
      - Supervising population which will be successful supervised in the community.
    - Have done a good job of decreasing the prison population;
    - Marion County has shown the most dramatic reduction:
      - Reduction in crime is not a factor for the reduced incarceration rate; and
      - Outcomes have improved.
    - Marion County is receiving \$3.8 million in Justice Reinvestment Initiative Funding.
  - Sentencing options:
    - DUII diversion; and
    - Deferred drug sentencing program:



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- Target population with addition issues and first time drug charges;
- Want to stop criminalizing addition;
- New to the criminal justice system;
- Potential felony level drug charges;
- District Attorney discretion to file charges as misdemeanor and deferring sentence for participants;
- Required to contact treatment agency;
- Early show-proof date with court;
- Required to meet with De Muniz Resource Center:
  - Assistance with signing up for Oregon Health Plan; and
  - Services available to population.
- Required community service;
- Typically nine months check in;
- Can dismiss sentence if participant completes 18 months bench probation; and
- Prevents felony charge and associated barriers:
  - Employment; and
  - Driving privileges.
- Jail population:
  - National Institute of Corrections technical assistance around pre-trial services:
    - Services and supervision to reduce failure to appear rate;
    - Better manage jail bed usage; and
    - Provided a draft guidance to the Sheriff's Office recently.
  - Aid and assist population:
    - Commonly referred to as the 370 population;
    - Evaluation process can cause a longer jail stay;
    - Assigned deputy district attorney for those with mental health issues;
    - Marion County second highest aid and assist population at Oregon State Hospital; and
    - Programs developed:
      - Transitional case management;
      - Prescription funding; and
      - Jail mental health providers.
    - Have reduced the aid and assist population at Oregon State Hospital.
  - Public Safety Checklist:
    - Assessing risk to reoffend; and



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- Identify level of custody.
  - Mental health screening at the jail; and
  - Providing release planning.
- Arrest point in the criminal justice system:
  - Law Enforcement Assisted Diversion (LEAD):
    - Participants who are constantly in contact with law enforcement;
    - Livability offenses;
    - More service resistant;
    - Addiction and/or mental health issues;
    - Marion County Sheriff's Office and Salem Police Department participating;
    - Following the model from Seattle;
    - Divert from criminal justice system to services in the community;
    - Provide services at the moment the person is in crisis;
    - Navigator to coordinate services;
    - Coordination with District Attorneys' office regarding charges;
    - Population identified by law enforcement in the field;
    - Harm reduction model; and
    - Grant application submitted to plan and implement LEAD to Bureau of Justice Assistance:
      - Award information has not yet been released.
    - Justice Reinvestment Council to act as governance for LEAD implementation.
  - Crisis Outreach Response and Mobil Crisis Response teams to divert people with mental health crisis from the jail;
  - Stepping Up Initiative:
    - National effort lead by National Association of Counties and Psychiatric Doctor's National Association;
    - Marion County has signed a resolution to be part of the initiative to divert mentally ill population from criminal justice system;
    - Identified gaps through process mapping; and
    - Will be pulling stakeholders together.
- Justice Reinvestment Council oversees all of the points in the criminal justice system including arrest through the end of post-prison supervision;
- Working on memorandum of understanding with participating agencies; and
- Request continued attendance of Justice Reinvestment Council membership.



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## Bylaws

- Crafted by the Sheriff's Office and reviewed by legal counsel;
- Council will be looking for a vice chair;
- Need to keep victim services representative on the council;
- Will work on appointments to the council in the next 30 to 45 days;
- May either be present or call in to be able to vote;
- Being a member of the Justice Reinvestment Council does not preclude receiving funding:
  - Need to follow conflict of interest guidelines;
  - Funding decisions not likely to happen in this council; and
  - Conflict would have to impact the person personally.
- Recommendation to change from "community member" to "business member"; and
- Council voted to approve bylaws in June meeting.

## Other

- New bills for mental health and behavioral crisis in development:
  - Want hospitals, emergency departments, and crisis centers to have appointments available within seven days from discharge;
  - Ample licensed providers:
    - Reimbursement for services to independent providers is an issue.
  - Working to pass bill and implement reimbursements;
  - Will increase resources to assist population;
  - Potential to keep individuals out of the criminal justice system; and
  - Grant funding could assist with referring individuals to resources in the community, help make court appearances.
- Pre-trial program:
  - Notifications to remind defendants of court appointments.
- Next meeting December 14, 2017 at 1:30 p.m.

The meeting was adjourned at 2:16 p.m. by Commander Wood.

Completed by: Allycia R. Weathers

Completed date: 10/11/2017

Attachments: Marion County Justice Reinvestment Initiative Bylaws Draft, June 15<sup>th</sup> Justice Reinvestment Council Meeting Minutes Draft.