

MARION COUNTY PUBLIC SAFETY COORDINATING COUNCIL
MINUTES

May 14, 2019 4:00 PM
Courthouse Square
Salem, OR

MCPSCC: Mark Caillier, Kevin Cameron, Rob Carney, Paige Clarkson, Kim Doster, Jayne Downing, Tamra Goettsch, Troy Gregg, Garland King, Pete McCallum, Ed McKenney, Cary Moller, Jerry Moore, Diane Morse, Jason Myers, Tracy Prall, and Jeff Wood.

GUESTS: Jerry Adcock, Melissa Allison, Ann-Marie Bandfield, Josh Brooks, Jan Calvin, Angie Denning, Carolyn Fry, Julie Huckestein, Alison Kelley, Jolene Kelley, Treven Upkes, Nathan Newsom, Jeff Wiedemann, Colm Willis, and Hitesh Parekh recorder.

1. ADMINISTRATIVE (INFORMATION/ACTION)

Meeting called to order at 5:05 P.M. by Commissioner Kevin Cameron.

Welcome and introductions

Attendees introduced themselves.

Announcements & upcoming events

- Sheriff Myers will be retiring at the end of June.
 - Public process to select a replacement who will run for election in May 2020.
 - Marion County Commissioners have been hosting off-site meetings in the community.
 - Held a board session at St. Paul and will be holding a town hall meeting there too.
- Mayor Wallis has resigned as Mayor of St. Paul and as a MCPSCC member.
 - No need to ask the cities to find a replacement, since, as per the ORS, Councilor Herrera occupies the “city councilor” position and Councilor Carney occupies the “other city representative” position on the council.

New Grant Requirements for Specialty Court Grant Application

- Marion County Circuit Court has five specialty treatment courts:
 - Two at the Juvenile Department and three at the Circuit Court.
 - Judges preside over these courts which are administered by two coordinators.
- A biennial Criminal Justice Commission (CJC) grant covers the costs of operating the courts.
- For the 2019-21 biennium, the CJC has changed the application process:
 - County must now administer the grant, and local public safety coordinating councils must have oversight over the program and accounts.
 - Presiding Judge met with Commissioner Cameron to discuss these changes.
 - Grant is due mid-June and awards will be distributed shortly thereafter.
 - Circuit courts will provide quarterly progress reports to the council.

MOTION: Tami Goettsch moved to accept the application process for the Criminal Justice Commission’s 2019-21 specialty court grant program. Seconded by Jayne Downing. A voice vote was unanimous.

Discussion:

Q: Is this additional funding for the courts?

A: No. Just status quo funding to keep the courts running at same level that they were in the 2017-19 biennium.

- Specialty courts are a huge asset to the community.
- Circuit court will ask the MCPSCC to approve the application at the council’s June 11 meeting.

Approve April 9, 2019 minutes (Action)

MOTION: Mark Caillier moved to approve the April 9, 2019 meeting minutes. Seconded by Kim Doster. A voice vote was unanimous.

Developing and Implementing an Outward Mindset Training

- The Arbinger Institute will hold a training on “Developing and Implementing an Outward Mindset” at the Department of Public Safety Standards and Training.
- Courses will be held monthly starting in May and ending in November.
- For everyone, not just public safety personnel. Fee is \$195.

2. 2019 STATE LEGISLATIVE AGENDA (DISCUSSION/ACTION)

Commissioner Cameron, Sheriff Jason Myers and District Attorney Paige Clarkson presented this item.

Summary of presentation:

- Due to walk-outs by state legislators, public safety legislation has stalled the past few weeks.
 - A majority of the public safety bills including the unauthorized use of vehicle bills are caught up in the Joint Ways and Means Committee, while others have not made it to hearings.
- County has been testifying in support of community corrections and Justice Reinvestment Initiative (JRI) budget bills.
- Department of Corrections budget bills fund all of the county’s parole and probation programs as well as a portion of the county jail.
 - Concerned the Governor’s Recommended Budget will result in a significant reduction to counties. Personnel at the county’s Parole and Probation Division could be cut.
 - This is a challenge since the county supervises a riskier population in the jail due to the Justice Reinvestment Initiative (JRI).
- Sheriff Myers has lobbied state delegates on the JRI grant, but it is the Community Corrections grant that provides the most funding for corrections. Any cut here will have significant consequences to counties.
- A compromise has been reached on the HB 2303A (pseudoephedrine bill).
- HB 2480 provides that statement purporting to interpret otherwise admissible statement from one language into another does not constitute hearsay if declarant testifies. Scheduled for work session on May 16 and then a public hearing.
- SB 1008 (Measure 11) is up for a work session. Passed the House and included a provision that ends the automatic referral of juveniles facing Measure 11 charges to adult court.

3. BEHAVIORAL HEALTH UPDATE (INFORMATION/DISCUSSION)

District Attorneys Paige Clarkson and Melissa Allison introduced this topic. Summary of presentation:

- Good opportunity to update the council on the collaborative efforts around behavioral health projects between the District Attorney, Sheriff’s Office, Salem Police Department, and County Health and Human Services Department.
- Marion County is unique in that it is one of a few counties in the state collaborating with private and non-profit service providers for behavioral health services.
- These behavioral health services and programs are unique to Marion County.

.370 Aid and Assists

- Marion County has a new .370 aid and assist court program.
- When a person is accused of a crime, they may be unable to participate in their trial because of a mental illness.
- In these cases, the court may issue an order under ORS 161.370 for the defendant to be sent for mental health treatment, most often at the Oregon State Hospital, so person can become well enough to "aid and assist" in their own defense.

- In the past, these aid and assists languished in jail. The new “Rapid Docket Program” expedites these cases.
 - Program consists of a team from the Marion County Health and Human Services Department, District Attorney’s Office, and an evaluator.
 - Team reviews those with mental health issues in jail facing criminal charges.
 - Goal is to remove them from jail if they do not belong there.
 - Team has saved money on unneeded evaluations, dismissed some cases, sent cases for treatment, and has civilly committed some individuals.
 - By expediting cases, tax payer funds have been saved, and process is much more efficient and effective than the past.

Civil Commitment Process

- Ten years ago, the county did not have a very good civil commitment process.
- Civil commitment is a process in which a judge decides whether a person alleged to be mentally ill should be required to accept mental health treatment.
- A civil commitment is not a criminal conviction and will not go on a criminal record.
- County has worked hard with the District Attorney’s Office and Ms. Allison to transform the civil commitment process.
 - If a patient doesn’t consent to getting better, physicians cannot help.
 - This requires Ms. Allison to go to the court to hear a case requiring a certain finding by the court on the charges.
 - Requires an expert from the state hospital to come in and testify if medications will even help.
 - Huge burden of proof that has to be reached.
 - A judge will then make the determination if person can be forcibly medicated, and the Oregon State Hospital will follow this order.
- Need to send these individuals to acute care especially if lack of treatment leads to criminal behavior.
- County’s civil commitments have decreased because the system is working.
- In 2018, only eight individuals were civilly committed, while this year, due to Ms. Allison’s interventions, twelve have already been committed.

Crisis Outreach Response Team, CORT

- Team began operating in 2010:
 - CORT is a collaboration between the Marion County Sheriff’s Office and Health Department.
 - While District Attorney will take no action on a low level criminal offense, if mental health is a factor, it will also no longer dismiss the file.
 - A deputy sheriff and a qualified mental health professional review law enforcement reports from agencies throughout Marion County.
 - CORT identifies individuals to follow up with, or refer to community based resources such as counseling, medical care, insurance, medications, peer mentors and support, alcohol and drug treatment, and veteran’s assistance.
 - In 2018 reviewed more than 3,300 reports from all over the county.
 - In 2019 (with only four months of the year) team already has 1,359 reports.
 - Very successful in contacting and referring individuals to treatment.

Mobile Crisis Outreach Response Team

Acute, Forensic & Diversion Program Supervisor Anna Marie Bandfield presented this item. Summary of presentation:

- Mobile Crisis Response Teams are made up of an officer or deputy paired with a mental health professional.
 - The teams are dispatched to respond directly to active mental health crisis calls.

- Outcomes of an encounter are: de-escalation; referring person to suitable resources; or admitting individual to the Psychiatric Crisis Center.
- Person may need to be placed in emergency care if a risk to themselves or others.
- There are currently three Mobile Crisis Outreach Teams in the county.
- A fourth will soon be created.
- In 2018 team made 675 contacts. In 2019, 196 contacts have been made to date. For every mobile crisis response, 1.5 officers are freed up to patrol the streets.

Law Enforcement Assisted Diversion, LEAD

- County has hired a second navigator for Law Enforcement Assisted Diversion Services, LEAD.
- Additional 2.0 FTE navigator positions are also on the way.
 - Approximately \$1.3 million in new money awarded for the LEAD program from two federal grants.
 - 83% enrollment in the program.
- Clients who have received these services now say they have a very different relationship with law enforcement.
 - They are now unafraid to contact law enforcement and receive help from them.
- Psychiatric Crisis Center building in Salem is also being remodeled, and will open this fall.
 - The Psychiatric Crisis Center in Salem provides crisis intervention services seven days a week, 24 hours a day, for the residents of Mid-Willamette Valley, particularly Marion, Polk and Yamhill counties.
 - It is located on the campus of Salem Hospital.

4. OVERVIEW OF 2019-21 JRI GRANT APPLICATION PROCESS

Management Analyst Hitesh Parekh provided an overview of the 2019-21 Justice Reinvestment Initiative (JRI) grant application process.

- JRI grant funds are available each biennium, but counties must apply for funding.
- In FY 2017-19 Marion County was awarded approximately \$3.7 million, of which 10% was used for community victim services providers.
- Funding for the FY2019-21 will not increase, since Marion County's allocation will decrease this next biennium.
- Staff will ask the full council to approve the program funding criteria and grant application time line at the June 11 public safety council meeting.
- The Marion County Public Safety Coordinating Council's Steering Committee will then review the prior biennium's programs and then make funding recommendations to the full council at their July 9 meeting.

ADJOURNED 5:30 PM