

Incarceration Prevention Reduction Task Force

9:00 a.m. – 11:00 a.m., August 6, 2018

Whatcom County Courthouse Fifth Floor Conference Rooms 513/514, 311 Grand Ave., Bellingham WA

AGENDA

Topic	Requested Action	Presenter	Packet Page(s)
1. Call to Order <ul style="list-style-type: none"> Review July 16, 2018 Meeting Summary Recent Task Force Success 	Review	Co-Chairs	1 - 3
2. Committee Updates <ul style="list-style-type: none"> Behavioral Health Committee Crisis Recovery Facility Committee Legal & Justice Systems Committee: Pretrial Processes Workgroup 	Information	Anne Deacon/Dan Hammill Chris Phillips Deborra Garrett	4 - 8
3. Update by Jurisdictions on Jail Diversion Programs <ul style="list-style-type: none"> Yakima jail demographics 	Information	Bill Elfo Nick Lewis Jerry DeBruin Darlene Peterson	N/A
4. Report on County Council’s Criminal Justice Committee Listening Tour: Highlights that can impact the goal of incarceration reduction	Information	Barry Buchanan	To be distributed
5. Other Business			
6. Public Comment			
7. Adjourn			

UPCOMING MEETINGS

IPR TASK FORCE various Mondays 9-11 a.m. Courthouse Conf. Rooms 513/514 311 Grand Ave., Bellingham	COMMITTEES			
	BEHAVIORAL HEALTH various Mondays 2:30-3:30 Health Department Creekside Conf. Room 509 Girard, B’ham	LEGAL & JUSTICE SYS. 2 nd Tuesday 11:30 am-1:30 pm Courthouse 5 th Floor Conf. Rm 514 311 Grand Ave., Bham	CRISIS RECOVERY FACILITY 3 rd Thursday 9:30-11:00 a.m. Courthouse 5 th Floor 513/514, 311 Grand Avenue, B’ham	STEERING As needed 5 th Floor Conf. Room 514 311 Grand Ave., Bham
August 6	August 6	(no august)	August 9 in Room 513	September 6
September 17	September 17	September 11	September 20: location TBD	9:30-11:00 a.m.
October 15	October 15	October 9	October 18 in Room 514	
November 26	November 26	November 13	November 15 in Room 513	
December 17	December 17	December 11	December 20 in Room 514	

The most up-to-date meeting schedule can be found online at:
<http://wa-whatcomcounty.civicplus.com/calendar.aspx?CID=40>,

Incarceration Prevention and Reduction Task Force
DRAFT Meeting Summary July 16, 2018

1. Call to Order

Task Force Co-Chair Jill Bernstein called the meeting to order at 9:04 a.m.

Present: Angela Anderson, Jill Bernstein, Anne Deacon, Todd Donovan, Bill Elfo, Daniel Hammill, Deborah Hawley, Jack Hovenier, Raylene King, Betsy Kruse, Kelli Linville, Dave McEachran, Lisa McShane, Darlene Peterson, Tyler Schroeder

Also Present: Fred Heydrich (proxy for Deborra Garrett), Starleen Maharaj-Lewis (Proxy for Kate Hansen)

Absent: Jerry DeBruin, Deborra Garrett, Stephen Gockley, Kate Hansen, Nick Lewis, Byron Manering, Moonwater, Chris Phillips, Greg Winter

Review June 11, 2018 Meeting Summary

There were no changes.

Recent Task Force Successes: Electronic Home Monitoring in the Small Cities

King reported on the status of contracts between the small cities and Friendship Diversion Services for electronic home monitoring in the small city municipal courts.

Report on Annual Report Presentation to County Council

Bernstein and Donovan reported on the Co-Chairs' presentation to the County Council.

Schroeder reported on the budget supplemental request for funding for pretrial risk assessment and monitoring.

2. Probation Presentation

Bruce Van Glubt, District Court Administrator, announced with much fanfare the 50th anniversary of District Court Probation in Whatcom County.

Jack Louws, County Executive, read a proclamation announcing July 15 through 21, 2018 as Pretrial and Probation Week in Whatcom County.

3. Committee Updates

Hovenier reported for the Triage Facility Committee and announced the upcoming meeting discussion of involuntary versus voluntary certification and the facility construction groundbreaking timeline.

Deacon reported for the Behavioral Health Committee on the work plan areas of focus on front door and back door services, housing, funding opportunities, collecting data on inmates with substance use disorder and medication assistance treatment in the jail.

The Task Force members discussed coordinating funding with the housing levy, the ground level response and coordinated engagement (GRACE) project, and Data Across Sectors for Health (DASH) grant.

Bernstein reported on the Legal and Justice Systems Committee and introduced Karen Burke, Domestic Violence and Sexual Assault Services (DVSAS)

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Burke reported on the domestic violence treatment program.

Hammill moved recommend that the County and City of Bellingham fully fund the Whatcom County domestic violence offender treatment program for the years 2019-2021, at a cost of approximately \$221,750 per year. The motion was seconded.

Task Force members discussed treatment for intimate versus non-intimate domestic violence, treatment certified for level I-III offenders, treatment options for level IV offenders, budget request for three years, validating the program's results, the lack of existing domestic violence treatment in the community, and Dialectical Behavior Therapy (DBT).

The motion carried unanimously.

Bernstein continued to report for the Legal and Justice Systems Committee on an upcoming report from the National Association of Drug Court Professionals on local drug court best practices at the September meeting.

5. INDEX Committee

Schroeder reported on the proposed INDEX Committee focus and structure.

Task Force members discussed who would participate on the committee and keeping in mind the time requirements of staff who will participate.

Hammill moved to approve the formation of the INDEX Committee as shown in the meeting packet. The motion was seconded and carried unanimously.

6. Report on Policy Academy Conference

Hammill, Deacon, County Councilmember Barry Buchanan, and District Court Administrator Bruce Van Glubt reported on the conference and four action items:

1. Identify the multiple efforts and initiatives currently in operation in the community that is focused on reducing incarceration of young adults
2. Coalesce these efforts along a continuum of prevention, intervention, treatment, and support while aligning with the sequential intercept model as appropriate
3. Explore prevention and early intervention services that focus on developing healthy and resilient young adults
4. Create a system for improved data collection, analysis, reporting, and responsive action across all criminal justice sectors

The Task Force members discussed early invention and prevention for children.

4. Update by Jurisdictions on Jail Diversion Programs

Elfo reported that the crisis intervention deputy position will be operational by September 1.

Peterson reported on continuing progress with electronic home monitoring, tracking data, Yakima and pretrial data statistics, the benefits to a defendant of electronic home monitoring versus incarceration, the prevalence of mentally ill pretrial defendants going to Yakima,

The Task Force members discussed the lack of increased public safety issues from the City's electronic home monitoring program; determining who should stay in the local jail versus being sent to Yakima, regardless of jurisdiction; and upcoming jail repairs further restricting jail capacity and causing more booking restrictions.

7. Update of 2018 Committee Assignments

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Deacon moved to approve the updated committee assignments as shown in the meeting packet.

Betsy Kruse asked to be included as a member of the Behavioral Health Committee.

Deacon accepted the request.

The motion as amended was seconded and carried unanimously.

8. Next Steps: Ideas and Further Information

This item was not discussed.

9. Other Business

Announced the warrant quash amnesty from 9:00 to 10:30 a.m. on Wednesday, August 1 for District and Superior Court.

10. Public Comment

John Campbell spoke about a recent tour of the jail, which is an obsolete facility and system.

Irene Morgan spoke about the need for long-term housing and the new guidelines from Philadelphia District Attorney Larry Krasner.

11. Adjourn

The meeting adjourned at 11:00 a.m.

Incarceration Prevention and Reduction Task Force
Behavioral Health Subcommittee
DRAFT Meeting Summary for July 16, 2018

1. Call To Order

Committee Chair Anne Deacon called the meeting to order at 2:30 p.m. at the Health Department Creekside Conference Room, 509 Girard Street, Bellingham.

Members Present: Anne Deacon, Dan Hammill, Byron Manering, Kelli Linville, Starleen Maharaj-Lewis, Ryan King

Also Present: Jill Bernstein,

Members Absent: Betsy Kruse, Doug Chadwick, Mike Parker

3. Preliminary statistics on drug use trends from the hospital, jail, and Opportunity Council homeless service center

Deacon submitted a handout of a report on the *Behavioral Health Needs of Jail Inmates in Washington State* from the State Department of Social and Health Services.

The committee members discussed drug use trends, including:

- National and international research shows that mental illness rarely drives criminal behavior, but is three time more likely when combined with a substance use disorder (SUD).
- Mental health evaluations in the Yakima jail facility
- Competency evaluations
- Statistics shown on the report (see above)
- In 2014, data shows the participants in the Parent/Child Assistance Program are 100 percent Medicaid eligible, 76 percent had been in jail at some point in time, and 78 percent had past opioid use, 79 percent had methamphetamine use, 84 percent had a mental health diagnosis, 77 percent of those who had a previous jail experience did not have stable housing when they came into the program.
- The stability of access to healthcare and impacts to local programs due to changes in the Affordable Healthcare Act and changes in State funding
- Private mental health hospitals drain dollars from local programs
- The prevalence of co-occurring disorders
- The need to increase access to SUD treatment through an in-patient co-occurring disorder program on Division Street.
- New funding for the Girard Street recovery house.

2. Engrossed Substitute House Bill (ESHB) 2263 regarding funding for housing and cultural activities

Hammill reported on the purpose of ESHB 2263.

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Behavioral Health Subcommittee
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The committee members discussed the possibility of having a countywide housing levy and developing a plan for making a recommendation to the County Council to put the levy on the ballot.

4. Next Steps: Ideas & Further Information

- Develop standardized questions to do research in the jail
- Work with the City to develop statistics for the housing levy and to show what can be done. Develop ideas on how to present the case in favor of a levy to the County Council. Continue to explore the option of presenting the tax to the County Council.

5. Other Business

There was no other business.

6. Public Comment

John Campbell spoke about sales tax in terms of a new jail.

7. Adjourn

The meeting adjourned at 3:42 p.m.

Incarceration Prevention and Reduction Task Force
Crisis Recovery Facility Subcommittee
DRAFT Meeting Summary for July 19, 2018

1. Call To Order

Committee Chair Chris Phillips called the meeting to order at 9:35 a.m. at the Courthouse Fifth Floor Conference Room 514, 311 Grand Avenue, Bellingham.

Members Present: Todd Donovan, Jack Hovenier, Chris Phillips, Tyler Schroeder, Perry Mowery, Jeff Parks, Michael McAuley

Also Present: Jill Bernstein, Anne Deacon, Dean Wight

Members Absent: Jerry DeBruin, Kate Hansen, Betsy Kruse

Review May 17, 2018 Meeting Summary

This item was not discussed.

2. Voluntary vs. Involuntary certification and background information on the recovery model versus seclusion and restraint

Deacon described the certification process for the entire facility:

- They aren't required to engage in any involuntary holds, including seclusion and restraint, even if the facility is certified as such and has a room equipped for it
- Seclusion and restraint is for safety, not punishment
- Designated crisis responder (DCR) = designated mental health professional (DMHP)
- Civil commitment and police officer holds operate under different laws
- Those held under civil commitment must be transferred as soon as possible. They cannot be held in the crisis recovery facility
- Those held under a peace officer hold, and not committed, must be evaluated within three hours and moved within 12 hours
- Those committed are sent to a certified evaluation and treatment (E&T) center, which includes the hospital and two units in Skagit County
- There are options for involuntary treatment in the region

The committee members discussed:

- The recovery model is a trauma-informed approach
- Seclusion & restraint can be traumatizing, and is used as a last resort
- Voluntary versus involuntary
- NSBHO clinical guidelines (on file)
- An involuntary facility provides one point of drop off for law enforcement. It is a true alternative to incarceration

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Crisis Recovery Facility Subcommittee
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- If they build the facility with an additional, 17th bed, for seclusion and restraint, they always have the option for involuntary certification
- Operationally, an involuntary facility could be more expensive
- Changes in state regulations from two years ago impact the decision are that the BHO now pays for an onsite nurse and an on-call physician 24 hours per day, seven days per week
- Other triage facilities in the region have not chosen voluntary certification because these changes in the state regulations were not in effect
- An involuntary facility would mitigate concerns about people choosing to leave right after they're dropped off at the facility
- Whether other counties in the region would use their facility
- How restraint could happen, either physically or medically, in the seclusion and restraint room or outside of it
- The impact of involuntary certification on voluntary patients
- BHO funding for operations with an involuntary certification if they use the recovery model
- They can mitigate the downsides of involuntary certification if they use the recovery model
- Existing providers use the recovery model generally and seclusion and restraint minimally, and only in well-defined emergencies
- The County has leverage in the treatment model through the facility lease and how the provider is selected. It would be built into the contract.
- The Washington Administrative Code (WAC) changed recently to allow a police officer hold in a triage center rather than in an E&T facility
- Law enforcement must be trained on how they assess and use the system. They cannot default to 12-hour holds.
- The triage facility as a release valve for law enforcement versus for the hospital
- A big concern with an involuntary certification is that the provider won't implement the recovery model very well

Phillips stated that in summary, the committee could change its original recommendation for a voluntary facility due to:

- Changes in the WAC
 - Fidelity to the recovery model
 - To reduce and prevent incarceration and hospitalization
- An involuntary facility must mitigate concerns with fidelity to the recovery model.

3. Next Steps: Ideas & Further Information

At the next meeting, get more information regarding the Thurston County involuntary triage facility, including feedback from their Sheriff about its usefulness

4. Other Business

Deacon announced they received a grant for remodeling the Girard Street facility for both capital and operating funds.

The Task Force members discussed the annual report to the County Council and the status of funding from managed care organizations (MCOs).

5. Public Comment

There was no public comment.

6. Adjourn

The meeting adjourned at 11:04 a.m.

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