

**Incarceration Prevention and Reduction Task Force
Legal and Justice Systems Committee**

11:30 a.m. - 12:30 p.m., January 11, 2022, Remote-only virtual meeting

If you require special assistance to participate, please contact the County Council Office at least 96 hours in advance.

Link to join Zoom Webinar

<https://us06web.zoom.us/j/83046465810?pwd=TGJxQmxsWlRSUlgwNXhXWm1zV2wzZz09>

Attendees will join the Zoom Webinar without audio or video controls. Webinar Host will invite attendees to speak at the appropriate time during the meeting

- Call in phone number: (253) 215-8782
- Webinar ID: 830 4646 5810
- Password: 17783

AGENDA

Land Acknowledgement Statement: Before we begin, we acknowledge that we are gathered on the traditional and unceded territory of the Lummi, Nooksack, Samish and Semiahmoo People who have cared for and tended this land since time immemorial. Truth and acknowledgment are critical to building mutual respect and connection across all barriers of heritage and difference. We begin this effort to acknowledge what has been buried by honoring the truth. We pay respect to their elders past and present. Please take a moment to consider the many legacies of violence, displacement, migration, and settlement that bring us together here today. And please join us in uncovering such truths at any and all public events.

Packet Pages

1. Call to Order

2. Current jail use statistics and restrictions N/A
Update/Caleb Erickson

3. Competency and restoration (continued from December joint meeting) N/A
Discussion

4. Reentry services (Held from December Joint meeting) 1 – 5
Discussion/Presenter

- **Reentry work plan for Legal & Justice Systems Committee vs Behavioral Health Committee**
- **Inventory of services**
- **Best practices**

5. Regular Meeting length for 2022 N/A
Discussion

6. Other Business

7. Public Comment

1. If you would like to speak, virtually “raise your hand.”
 - a. Online: select the Raise Hand icon
 - b. Phone: Press *9
2. *When called upon to speak, unmute your microphone. Inform the Webinar Host if you would like to enable your video during your comments.*
3. Please state your full name for the record.
4. Staff will disable your microphone when you are done speaking.

8. Adjourn

Meeting summary of the previous meeting is included at the end of the packet for information only. Committee members may suggest changes and/or corrections to the draft summary to jnixon@co.whatcom.wa.us. Audio recordings are the official meeting record and can be found on the IPRTF and committee [website](#).

Upcoming Meetings

Visit the [Task Force website meeting calendar](#) for the most up-to-date meeting schedule
 At this time, all meetings are held via remote-only Zoom Webinar

<u>IPR TASK FORCE</u> Monthly 2 nd or 3 rd Monday 9-11 AM	COMMITTEES				
	<u>BEHAVIORAL HEALTH</u> Monthly 3 rd Tuesday 9:00-10:30 AM	<u>LEGAL & JUSTICE SYSTEMS</u> Monthly 2 nd Tuesday 11:30 AM – 12:30 PM	<u>CRISIS STABILIZATION FACILITY</u> Quarterly, 3 rd Thursday 9:30-11:00 AM	<u>INDEX</u> Bi-monthly 1 st Thursday 1:30-3:00 PM	<u>STEERING</u> Monthly Various Thursdays 11:00 AM - 12:30 PM
February 14 March 21 April 18 May 16 June 13 July 18 August 15 September 19 October 17 November 14 December 19	January 18 February 15 March 15 (11:30-1:00) April 19 May 17 June 14*(11:30-1:00) July 19 August 16 September 20 (11:30-1:00) October 18 November 15 December 13* (11:30-1:00)	February 8 March 15* April 12 May 10 June 14 July 12 August 9 September 20* October 11 November 8 December 13	January 20 April 21 July 21 October 20	February 3 April 7 June 2 August 4 October 6 December 1	February 3 March 10 April 7 May 5 June 2 July 7 August 4 September 8 October 6 November 3 December 8

INCARCERATION PREVENTION & REDUCTION TASK FORCE SEQUENTIAL INTERCEPT SERVICE SUMMARY

Programs **IN BOLD** are developed or expanded through or in consultation with the Incarceration Prevention and Reduction Task Force

Intercept 0	Intercept 1	Intercept 2	Intercept 3	Intercept 4	Intercept 5
Community Services	Law Enforcement	Initial Detention/Initial Court Hearings	Jails/Courts	Reentry	Post-Incarceration Community Supports
<i>Programs in Place:</i>	<i>Programs in Place:</i>	<i>Programs in Place:</i>	<i>Programs in Place:</i>	<i>Programs in Place:</i>	<i>Programs in Place:</i>
<p>0.A</p> <ul style="list-style-type: none"> • SEE APPENDIX A: Health Department, Human Services Division, community health programs • Gang prevention programs • Community Paramedic • Opiate Outreach and Engagement • GRACE Program • School District Prevention Programs (various school districts) • Homeless Outreach Team (HOT) (Opp. Council) • Projects for Assistance in Transition from Homelessness (PATH) • Community Medication Assisted Treatment (various agencies and medical professionals) • Whatcom Dispute Resolution Center (WDRC) youth restorative practices/justice services and conflict resolution training • WDRC adult conflict resolution training and skill building workshops • Parent Child Assistance Program (PCAP) • Brigid Collins Parenting Academy 	<p>1.A</p> <ul style="list-style-type: none"> • Neighborhood Policing • Specialized training for law enforcement and first responders • Truancy/discipline school-based services • Law Enforcement crisis intervention team (CIT) training • Crisis Stabilization Facility (Mental Health and addiction stabilization services) • Specialized training for case managers • GRACE Program • Behavioral health specialized law enforcement officers & deputies (multiple jurisdictions) • Law Enforcement Assisted Diversion (LEAD) • Mobile Crisis Outreach Team (MCOT) 	<p>2.A</p> <ul style="list-style-type: none"> • Mental Health Screening • Suicide Assessment • Superior Court & District Court Pretrial Risk Assessment • Superior Court Pretrial Services Unit • Electronic Home Monitoring in Lieu of detention when applicable • District Court phone call and text reminders for select court calendars • Bellingham Municipal Court: Pretrial SCRAM, Pretrial GPS EHM, Pretrial Risk Assessment, and 2x/week warrant quash • District Court: Pretrial Unit and Pretrial Electronic Equipment Program 	<p>3.A</p> <ul style="list-style-type: none"> • SEE APPENDIX A: Health Department, Human Services Division, community health programs • SEE APPENDIX B.1 and B.2: Sheriff's Office Corrections Bureau Programs • DUI Victim Impact Panel • Work and School release • In-custody work crew • Specialized courts (Teen, Drug, Mental Health) • Enhanced Drug Court • Health Dept. Jail Behavioral Health Program • Sheriff's Office reduced fees and increased eligibility for jail alternatives • Expanded and increased out-of-custody work crew and work release capacity • District Court Post-Conviction Electronic Equipment Program • Homeless Outreach Team (HOT) (Opp. Council) • Coordinated Entry Referral Specialist • Bellingham Muni Court: Mental Health Court, DV Court, EHM in lieu of incarceration • Dist. Court High Risk DV Unit, court text messaging • Juvenile Court Behavioral Health Program 	<p>4.A</p> <ul style="list-style-type: none"> • Short term housing for stabilization • Health Dept. Jail Reentry Program • Prescriptions and access to prescriptions upon release • Specialized Behavioral Health Unit in District Court • GRACE Program 	<p>5.A</p> <ul style="list-style-type: none"> • Specialized Behavioral Health Program • Community Outreach • Peer-to-peer community supports (12-step programs, volunteer organizations) • Community Medication Assisted Treatment (various agencies and medical professionals) • GRACE Program • WDRC adult conflict resolution training and skill building workshops • Parent Child Assistance Program (PCAP) • City Gate Supportive Housing • Homeless Outreach Team (HOT) • Offender Reentry Community Safety (ORCS) - DOC

Intercept 0	Intercept 1	Intercept 2	Intercept 3	Intercept 4	Intercept 5
Community Services	Law Enforcement	Initial Detention/Initial Court Hearings	Jails/Courts	Reentry (LJS)	Post-Incarceration Community Supports
<i>Programs in place with resource shortage:</i>	<i>Programs in place with resource shortage:</i>	<i>Programs in place with resource shortage:</i>	<i>Programs in place with resource shortage:</i>	<i>Programs in place with resource shortage:</i>	<i>Programs in place with resource shortage:</i>
<p>0.B</p> <ul style="list-style-type: none"> Sex offender ADA accessible housing Funding for affordable housing, clean and sober housing, and other specialty housing Employment resources, including “second chance employers” Supportive shelters Eviction prevention assistance 	<p>1.B</p> <ul style="list-style-type: none"> Community Outreach and Recovery Support (CORS) Law enforcement direct referral to Crisis Mobile Outreach Team (BHASO) Additional behavioral health trained officers Funding CSF beds for non-Medicaid individuals, especially 12-hour holds <p>Training for Law Enforcement & First Responders (BH)</p>	<p>2.B</p> <ul style="list-style-type: none"> Mental Health-Assisted Outpatient Treatment / Lesser Restrictive Orders (LRO) Superior Court Pretrial Services Unit 	<p>3.B</p> <ul style="list-style-type: none"> APPENDIX B.3: Sheriff’s Office Corrections Bureau Programs Vocational and Literacy Training for Offenders, with bilingual accessibility Jail Medication Assisted Therapy (MAT) program Dedicated housing for drug court participants Increased warrant quash opportunities Housing Lab in Jail LROs – more teeth Increased work release capacity DV Offender Treatment <p>Can Drug Court have a program that is less than 2 years, as an incentive to participate? (BH)</p>	<p>4.B</p> <ul style="list-style-type: none"> Jail Reentry Services, including from contracted jail service agencies Community-based reentry service Access to mental health treatment 2nd Sheriff Corrections fulltime re-entry specialist Goodwill reentry employment services Employment resources, including “second chance employers” Expand work release Improve pathway for voluntary removal of protection orders / DVSAS services Brigid Collins Family Support Services 	<p>5.B</p> <ul style="list-style-type: none"> 24/7 staffed permanent supportive housing Clean and sober housing Community SUD Treatment CJTA Rental Assistance Supportive Shelters Improve pathway for voluntary removal of protection orders / DVSAS services

Intercept 0	Intercept 1	Intercept 2	Intercept 3	Intercept 4	Intercept 5
Community Services	Law Enforcement	Initial Detention/Initial Court Hearings	Jails/Courts	Reentry (LJS)	Post-Incarceration Community Supports
<i>Programs needed but not in existence:</i>	<i>Programs needed but not in existence:</i>	<i>Programs needed but not in existence:</i>	<i>Programs needed but not in existence:</i>	<i>Programs needed but not in existence:</i>	<i>Programs needed but not in existence:</i>
0.C <ul style="list-style-type: none"> • Safe Storage • Youth Street Outreach Team (NWYS) • Eliminate criminalization of homelessness 	1.C <ul style="list-style-type: none"> • Seamless protocol for CSF discharge treatment plans for individuals admitted on a 12-hour peace officer hold • Dedicated DCR to BPD/WCS • DCR procedures evaluation • Triage mental health unit for juveniles 	2.C <p>Can Housing be an incentive to participate in Specialty Court? (BH)</p>	3.C <ul style="list-style-type: none"> • Young Adult Court • Young Adult reduced incarceration • Court processing and case workload efficiency improvements • Brigid Collins family support services • Intensive case manager for the jail • MAT: include possibility of temporary release for evaluation and new treatment <p>Housing for Mental Health Court? (BH)</p> <p>Youth Court (BH)</p>	4.C <ul style="list-style-type: none"> • Forensic program for Assertive Community Treatment (FACT) • Offender treatment for Domestic Violence • Reentry navigators • Sheriff's Office Corrections Bureau: Reentry services for release from incarceration other than Whatcom County jail. • Warm handoff • Employment assistance • Discharge planning and mainstream benefits re-enrollment • Peer re-entry specialists <p>Community Resource Handout for defendants (LJS)</p>	5.C <ul style="list-style-type: none"> • Behavioral Health consultation to housing providers • Recovery house (3/4 way house after treatment) • Sex offender ADA accessible housing • City Ambassadors / hiring program like Metropolitan Improvement District in Seattle • Safe storage

Affordable supported housing **and more funding sources and opportunities are** necessary across all intercept levels.

In addition to expanding existing and developing new programs, the Task Force will continue to identify best practices and engage in ongoing review and monitoring of current

programs for quality assurance purposes.

CRISIS STABILIZATION COMMITTEE ONGOING REVIEW

- Programmatically effective and financially sustainable Triage and Crisis Stabilization facility for Whatcom County
- The Triage Center programming is effectively integrated with new and existing programs

BEHAVIORAL HEALTH ONGOING REVIEW

- Substance Use Disorder Treatment
- Coordinate with other agencies and workgroups
- CORS Program
- GRACE Program
- Jail MAT Program

BEHAVIORAL HEALTH COMMITTEE INFORMATION GATHERING

- Look into connections to other factors, besides age, such as economic, employment, diversion programs, and foster care
- Look at the drivers of and identify the best practices regarding criminal behavioral
- Look at and identify the best practices regarding age groups
- Get information about family treatment court, and hear from Northwest Youth
- Existing programs from the following agencies: Brigid Collins Family Support Center, Lummi Nation, School districts, Health Department regarding their school services, Domestic Violence and Sexual Assault Services (DVSAS), Northwest Youth Services, Child Protective Service (CPS) services, Peace Health pediatricians, Other

LEGAL AND JUSTICE SYSTEMS COMMITTEE ONGOING REVIEW

- Integrating restorative practices & their role in the criminal justice system
- Policies and procedures, to reduce number of bench warrants / warrant quash
- Opportunities for individuals to pay off fines
- Pretrial Services
- Court case processing and workloads

LEGAL AND JUSTICE SYSTEMS COMMITTEE INFORMATION GATHERING

- Ease of entry into behavioral health services
- Policies and procedures that will reduce number of bench warrants issued for FTAs
- Review of Juvenile Justice Systems

The Information Needs and Data Exchange (INDEX) Subcommittee works to support policy and program data efficiency enhancements across all intercept levels.

The Task Force will first prioritize specific requests from the Whatcom County Council.

ACRONYMS

ADA	Americans with Disabilities Act
BH	Behavioral health
BHASO	(North Sound) Behavioral Health Administrative Services Organization (formerly NS Behavioral Health Organization: NSBHO)
BPD	Bellingham Police Department
CIT	Crisis Intervention Training
CJTA	Criminal Justice Treatment Account
CORS	Community Outreach and Recovery Support
CSF	Crisis Stabilization Facility
D/C	Diversion
DCR	Designated crisis responders
DUI	Driving under the influence
DV	Domestic Violence
DVSAS	Domestic Violence & Sexual Assault Services
EHM	Electronic home monitoring
FACT	Forensic Program for Assertive Community Treatment
GPS	Global positioning system
GRACE	Ground-level Reponse and Coordinated Engagement (Program)
HOT	Homeless Outreach Team
LEAD	Law Enforcement Assisted Diversion
LRO	Lesser restrictive orders
MAT	Medication Assisted Treatment
MCOT	Mobile Crisis Outreach Team
NWYS	Northwest Youth Street Outreach Team
PATH	Projects for Assistance in Transition from Homelessness
PCAP	Parent Child Assistance Program
SCRAM	Secure continuous remote alcohol monitor
SUD	Substance use disorder
TX	(medical and/or clinical) treatment
WCOS	Whatcom County Sheriff's Office
WDRC	Whatcom Dispute Resolution Center

Incarceration Prevention and Reduction Task Force
Joint Behavioral Health Committee and Legal and Justice Systems Committee

Meeting Summary for December 14, 2021

Agenda item links to YouTube video are functional at the time this meeting summary was created, however, YouTube links may change. Links in this document will not be updated. Please refer to the time notation on each agenda item.

1. Call to Order

Raylene King called the meeting to order at 11:34 a.m. The meeting was held via remote-only Zoom Webinar.

Behavioral Health Committee Members Present: Nathan Bajema, Doug Chadwick, Arlene Feld, Heather Flaherty, Stephen Gockley, Dan Hammill, Mike Hilley, Byron Manering, Perry Mowery, Mike Parker, Brien Thane

Members Absent: Chris Cochran, Seth Fleetwood, Michael G. Smith

Legal & Justice Committee Members Present: Bill Elfo, Arlene Feld, Stephen Gockley, Deborah Hawley, Raylene King, Jackie Mitchell, Moonwater, Darlene Peterson, Eric Richey, Donnell Tanksley, Bruce Van Glubt,

Members Absent: David Freeman, Flo Simon, Maia Vanyo,

2. [Vacant Behavioral Health Specialist Position in the Jail \(00:59:32\)](#)

Mitchell gave an update on hiring the position and answered questions. The Regional Community Services Director for the new contractor, Lifeline Connections, is surveying the behavioral health needs of inmates, crisis response services, and reentry. They plan to hire a clinician around January 1. They are looking for other funding to increase reentry services for this program. Services to inmates are available from other programs. She and the contractor need to discuss the appropriate caseload.

The committee members discussed services provided by the homeless outreach team (HOT).

3. [Current use data on the Crisis Stabilization Center \(01:10:10\)](#)

Mowery gave an update on use statistics from the Crisis Stabilization Center and the Center's Advisory Committee and on data collected on referrals and their outcomes, including year-to-date totals. In 2022, the contractor will likely receive licensure for involuntary service, in the form of a 12-hour law enforcement hold. There have been 1446 referrals to detox from May through November. Most referrals came from Peace Health transfers and self-referrals. Limited law enforcement referrals occurred. The Peace Health transfers may have originally been emergency medical service (EMS) transport to the hospital. EMS currently can't transport to the Crisis Stabilization Center. For mental health stabilization, there have been 650 referrals from May through November. Most came from Peace Health and self-referrals. There were also referrals from the Mobile Crisis Outreach Team (MCOT) and other professionals, and 27 referrals from law enforcement.

The committee members discussed the possibility of reserving the involuntary bed for law enforcement, prioritizing involuntary beds for law enforcement, and referrals made vs referrals accepted.

4. [Staffing at Western State Hospital \(00:01:11\)](#)

Restoration and Competency

King introduced the following meeting participants:

- Darla Dawson, Washington State Department of Social and Health Services (DSHS)
- Tom Kinlen, Washington State Department of Social and Health Services
- Thomas Lyden, Keating and Lyden, public defense counsellor for City of Ferndale
- Jason Smith, North County Public Defense, representing the courts of limited jurisdiction, except Ferndale

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Darla Dawson spoke about her work at DSHS and the process for competency evaluation and restoration for inmates who will be transferred to one of the four residential treatment facilities (RTFs). She answered questions:

- The three levels of service to a patient are the State hospitals for intense care, an RTF for mid-level intensity care, and outpatient competency restoration program for a less intense level of care
- If a person doesn't meet criteria for RTF, the person is added to the State Hospital wait list
- There are no criteria used for Western State Hospital.
- If Eastern State Hospital has available capacity, she may ask if they can accept westside patients, if a variety of criteria and conditions are met.
- The RTF admission criteria are official policy
- Local courts don't have access to the information in the DSHS tracking system at this time, but staff can answer requests for information on status.
- There are discussions about updating the 2016 analysis on the programs, the Groundswell Report. A portion of the report was updated after the Trueblood decision.
- The State has had an ongoing barrier to access to competency beds from holds on admissions, due to Covid. The State is focused on admitting people timelier and more efficiently, including expedited admission if necessary. Both state hospitals will open more beds in the future.

Tom Kinlen, DSHS, spoke about bed capacity issues and answered questions. They plan to increase capacity as they get a handle on Covid and open up more beds. In addition, 50 beds are being built now at Western State Hospital. Opening is expected in a year. They will move high users out of the competency system so they can receive care outside of the system. A third project is opening an additional 25 beds by moving some individuals at Western State Hospital to another facility. These increases will alleviate, but not eliminate, the demand for beds.

- Hiring staff for these facilities is challenging, including nurses, clinicians, and psychiatrists. They are looking at different recruitment strategies.
- Upstream diversions and interventions focus on residential supports, co-responder programs, diversion from arrest, increasing crisis stabilization facility capacity, intensive case management, crisis intervention training for law enforcement, outpatient competency restoration and forensic navigators, and workforce development. They work all along the sequential intercept model.
- Case backlogs are due to Covid.
- Available contact information for case managers and clinicians may be available so the public defenders can better serve their clients.
- Outpatient mental health and prescription monitoring is necessary for individuals who are diverted from competency.
- There are 12 to 15 individuals in the Whatcom County jail who are currently waiting for competency restoration.
- The forensic navigators from DSHS and the Health Care Authority (HCA) competency restoration program can provide opportunities for outpatient work for people who are currently in jail, so they don't get worse. Misdemeanors and low-level felony are the best fit for outpatient services.
- The timeline is to be determined for Whatcom County contempt settlement, which is in the North Sound region, phase 3.
- They hope to replicate successful programs in all 39 counties.
- March 2022 is when initial data information and outcome measures will be available for the diversionary program.
- There are evaluators for individuals out of custody on personal recognizance.
- They strive to add and improve programs all along the sequential intercept.

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5. Reentry Services

This item was not discussed and held to the next meeting for each committee.

6. Other Business

There was no other business.

7. Public Comment

There were no public comments.

8. Adjourn

The meeting adjourned at 1:04 p.m.