

Department: District Attorney

Program Contact: Jeff Howes

Program Offer Type: Innovative/New Program

Program Offer Stage: As Requested

Related Programs:
Program Characteristics: Out of Target

Executive Summary

This program offer funds a full time Deputy District Attorney specifically assigned to the screening, supervision, treatment and possible diversion of Misdemeanor criminal cases involving mentally ill offenders. This position collaborates with the existing Felony Mental Health Court DDA for unified disposition and treatment services for multi-case offenders, and is specifically focused on connecting mentally ill misdemeanants to service providers while reducing overall jail bed usage.

Program Summary

The misdemeanor Mental Health DDA's efforts focus on connecting mentally ill misdemeanor offenders to service providers while reducing overall jail bed usage. To that end, the program/ assigned DDA's work includes but is not limited to:

- Daily communication with the MCSO Navigator position to identify jail misdemeanants booked and flagged as "mentally ill" by a qualified screener at the jail. Review of all police/ incident reports associated with persons flagged by the MCSO Navigator.
- Weekly screening of all misdemeanor jail bookings to identify and flag persons held in custody on class B and C misdemeanor level offenses only. Screening of those persons for information relative to mental health concerns to include review of release/ recog interviews and information, review of prior cases, and review of associated police/incident reports.
- Coordination with designated LEAD program caseworkers for the intervention, diversion and release and transport of low level mentally ill offenders from jail directly to treatment providers.
- Screening of all misdemeanor cases/ defendants appearing on the weekly Aid and Assist docket.

The misdemeanor Mental Health DDA will work closely with the MCSO Mental Health Navigator to review all cases/persons identified by the Navigator, and will make criminal issuing decisions based on information communicated by the Navigator and the social service provider partners. Specifically, the DDA will be tasked with non-prosecution of misdemeanor cases involving mentally ill offenders who are willing to engage with social service providers immediately post-booking.

The misdemeanor Mental Health DDA will also review jail data in an attempt to identify persons being held in custody on class B and C non-person misdemeanor offenses who suffer from mental illness, and who are willing to participate in social services. Specifically the DDA will ask for direct release of these persons to LEAD caseworkers for the coordination and administration of social services, and later dismissal of criminal cases.

Performance Measures

Measure Type	Primary Measure	FY18 Actual	FY19 Purchased	FY19 Estimate	FY20 Offer
Output	Number of MCSO Navigator cases, misdemeanor cases on the A & A docket and in-custody cases reviewed for div	NA	NA	364	572
Outcome	Number of cases diverted from standard criminal prosecution	NA	NA	NA	380

Performance Measures Descriptions

Total number of misdemeanor cases involving mentally ill offenders diverted away from standard criminal prosecution models. This is a new program offer and FY 2018 data was not tracked, and diversions were not offered to any defendant in FY 2018 or to date in FY 2019. For additional MCDA Budget Information: <http://mcda.us/wp-content/uploads/2019/02/MCDA-Budget-Informational-Packet-FY-20.pdf>

Legal / Contractual Obligation

ORS 8.665 Prosecuting violations. Upon the issuance of a citation by any person authorized to issue citations for violations, a district attorney shall prosecute the case if it appears that a violation has occurred.

ORS 8.660 Attending court and prosecuting offenses. (1) The district attorney shall attend the terms of all courts having jurisdiction of public offenses within the district attorney's county, and, except as otherwise provided in this section, conduct, on behalf of the state, all prosecutions for such offenses therein.

Revenue/Expense Detail

	Proposed General Fund	Proposed Other Funds	Proposed General Fund	Proposed Other Funds
Program Expenses	2019	2019	2020	2020
Personnel	\$0	\$0	\$151,574	\$0
Total GF/non-GF	\$0	\$0	\$151,574	\$0
Program Total:	\$0		\$151,574	
Program FTE	0.00	0.00	1.00	0.00

Program Revenues				
Total Revenue	\$0	\$0	\$0	\$0

Explanation of Revenues

Significant Program Changes

Last Year this program was: