



Public Safety Coordinating Council Executive Committee Meeting

***Tuesday, November 3, 2009
7:30 to 9:00 a.m.
Multnomah Building - Room 315
501 S.E. Hawthorne Blvd.***

Agenda

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| Introductions, Announcements & Approval of the October 6, 2009 Meeting Minutes <i>Chair Ted Wheeler</i> | 5 minutes |
| Report on the U.S. Department of Justice's Reentry Efforts <i>Kent Robinson</i> | 15 minutes |
| Report from LPSCC Workgroups <i>Council Members</i> | 15 minutes |
| Revised Jail Capacity Management Plan <i>Jay Heidenrich</i> | 15 minutes |
| Progress Report from the Citizens' Crime Commission <i>Rob Milesnick</i> | 15 minutes |
| Planning for Ballot Measure 57 <i>Scott Taylor & Council Members</i> | 15 minutes |
| Special Recognition of Sheriff Bob Skipper <i>Chair Wheeler</i> | 10 minutes |

NEXT MEETING – TUESDAY, DECEMBER 1, 2009

Executive Committee Meeting



Summary Minutes for November 3, 2009

I. Introductions, Announcements, and Approval of Minutes

LPSCC Executive Committee

Members

In Attendance

Multnomah County Chair Ted Wheeler,
LPSCC Co-Chair
Portland City Commissioner Dan
Saltzman, LPSCC Co-Chair
Chief Scott Anderson, Troutdale Police
Lt. Jason Bledsoe, Oregon State Police
Suzanne Bonamici, State Senator
Lane Borg, Director, Metropolitan Public
Defenders
Judge Julie Frantz, Chief Criminal Court
Judge
Joanne Fuller, Director, Department of
County Human Services
Judy Hadley, Citizen Representative
Deborah Hansen, Regional Director,
Oregon Youth Authority
Chief Ken Johnson, Fairview Police
Chief Craig Junginger, Gresham Police
Chief Phillip Klahn, Port of Portland
Police
Judge Jean Maurer, Presiding Circuit
Court Judge
Diane McKeel, Multnomah County
Commissioner, District #4
Rob Milesnick, Director, Citizen's Crime
Commission
Chiquita Rollins, Domestic Violence
Coordinator
Michael Schrunk, District Attorney
Judy Shiprack, Multnomah County
Commissioner, District #3
Gayle Burrow, subbing for Lillian Shirley,
Director, County Health Department
Chief Rosie Sizer, Portland Police
Bob Skipper, Multnomah County Sheriff
Scott Taylor, Director, Department of
Community Justice
Michael Ware, Director, BPI

Other Attendees

Ron Bishop, MCSO
Doug Bray, Circuit Court Administrator
Nancy Cozine, Oregon Judicial
Department
Carl Goodman, DCJ
Eric Hall, Oregon Judicial Department
Glenna Hayes, Center for Family
Success
Jay Heidenrich, MCSO
Rob Ingram, Office of Youth Violence
Prevention
Barry Jennings, Oregon Judicial
Department
Phillip Kennedy-Wong, Chair's Office
Dave Koch, DCJ
Gail McKeel, County IT
Jana McLellan, Chair's Office
Tim Moore, MCSO
Matt O'Keefe, DCJ-CANS
Charlene Rhyne, DCJ
Kathy Sevos, Volunteers of America
Tom Slyter, MCSO
Kathleen Treb, DCJ
Jacquie Weber, County Attorney's Office
Corie Wiren, Commissioner McKeel's
Office
Wanda Yantis, MCSO
Jason Ziedenberg, DCJ

LPSCC Staff

Peter Ozanne, Executive Director
Elizabeth Davies, Public Safety System
Analyst

Council members approved the October 6, 2009 minutes. Debbie Hansen announced that OYA recently received a grant through OJJDP to provide reentry services to exiting youth. Kent Robinson was ill today and could not present his "Report on the U.S. Department of Justice's Reentry Efforts;" this agenda item was moved to December.

II. Report from LPSCC Workgroups

1. Youth and Gang Violence Workgroup: The workgroup continues to meet with representatives of area school districts and school-based programs to explore opportunities for partnership and innovation; again, there has been particular attention focused on school suspension and expulsion policies and how they relate to student outcomes. The workgroup is also working on a literature review of best practices and a scan of current and best practices for reducing youth violence in Multnomah County.
2. Mental Health Public Safety Subcommittee: The subcommittee is in talks with LPSCC staff about moving forward with the Gaines Intercept Model¹, which helps managers identify opportunities to intervene on behalf of individuals with mental health challenges at various points in the criminal justice system.
3. System Alignment Workgroup: Portland Police Chief Rosie Sizer reported that the workgroup is close to finalizing a curriculum for DPST trainings, which should result in better trainings, especially in the areas of supervision and leadership development.
4. Other workgroups: In addition to the groups that typically report their activities to LPSCC, Peter Ozanne would like other public safety committees to update the Council; in particular, he requested presentations from the Criminal Justice Advisory Committee (CJAC) and the DSS-J Policy subcommittee at the December LPSCC meeting. Ted Wheeler also mentioned the work of the Governor's Alcohol and Drug Policy Workgroup, on which several LPSCC members serve (including Chair Wheeler, Commissioner Shiprack and DCHS Director Joanne Fuller), and suggested that he provide occasional updates to LPSCC Council Members.

III. Revised Jail Capacity Management Plan

Jay Heidenrich presented the revised Jail Capacity Management Plan, which was redrafted by a special workgroup of public safety officials. The goal of the workgroup was to create a plan that would work effectively even under the worst conditions. The new Plan includes definitions of key terms, more specific information on the scoring system, and a list of mitigation strategies that go into effect if a jail population emergency appears imminent. The plan also changes the release tiers, such that post-arraignment defendants are considered for release prior to pre-arraignment defendants.

Peter Ozanne remarked that the Plan does not include an empirically-derived risk assessment, which is needed to ensure community safety and other successful public safety outcomes (such as court appearances). Doug Bray noted that the individuals released during a jail emergency are likely to be particularly high-risk and in need of such an assessment because they have already been denied release based on existing criteria. Jay noted that inclusion of Recog scores into the matrix release scores would take six months to a year to implement; he is not opposed to the idea if resources permit such an expansion, but would like to try the new scoring system first to see if it is successful.

Several council members expressed concern about what happens to these individuals once out in the community, both in terms of the safety of the public and the safety of the former-inmate.

¹ http://gainscenter.samhsa.gov/pdfs/integrating/GAINS_Sequential_Intercept.pdf

Joanne Fuller remarked that late-night releases (when most matrix releases occur and when time served releases occur under the new Plan) provide little opportunity for individuals to access transportation, social services, and other key components of a successful release. Council members felt that this topic could be taken on by the Reentry Council. Jay remarked that the jail population is at its most stable during the late night and early morning hours and that emergency population releases during the daytime hours, when the population is still in flux, could result in unnecessary releases and conflicts with pending court releases.²

Council members also questioned a provision of the plan that requires the Sheriff's Office to notify law enforcement officials once in an EPR situation and to "suggest the use of citations in lieu of custody." Chief Junginger was unsure how law enforcement officials were to be notified and others wondered how a suggestion to "cite in lieu" conflicted with MCSO's Open Booking Policy and Portland Police's resulting directive that all officers book on allowable charges. Jay responded that MCSO sends out two notifications as required by statute – one to department heads and elected officials, and one via MDC from BOEC. The Sheriff's Office must also request that agencies make greater use of citations during a population emergency, but has not ability to require that agencies adhere to this request.

Judge Maurer also mentioned her recent meeting with fellow public safety leaders to discuss statutory changes that would allow the County to supervise inmates released during an EPR situation. Judge Maurer and Peter Ozanne will update the Council on the status of these discussions at the December LPSCC meeting.

IV. Progress Report from the Citizens' Crime Commission

Rob Milesnick discussed the recent efforts by the Citizens' Crime Commission to encourage members of the community to become foster parents. In 2008, the Commission launched a Child Protection Task Force that included the generation of several issue briefs as well as the development of a radio announcement encouraged foster parenting. Recently, the Commission has teamed up with the Portland Trail Blazers and Comcast to create a Public Service Announcement that echoes the Commission's appeal for more foster parents. The Commission is also working on ways to access the business community and collect monetary and in-kind donations.

² In a later communication, Jay Heidenrich explained how the jail population fluctuates significantly throughout the day. The cycle begins at 4am each day when the jail is at or just under capacity. From that point forward, any individual arrested, booked and taken into custody is kept, usually until the following calendar day for arraignment (a person lodged at 5am on Dec 2 would have an arraignment on Dec 3). The jail also accepts transports from other jurisdictions throughout the day. As such, from 4am onward, the population gradually grows. Beginning in late afternoon, releases for that day's arraignments begin to be processed and more releases occur up until 9pm. All of the vacancies through this process are backfilled; all of the jail beds are usually filled by 11:30pm. If the population is close to capacity, the EPR process goes into effect until 4am, at which point the cycle begins all over again.

V. Planning for Ballot Measure 57

Scott Taylor reported on recent deliberations between DCJ, the DA's Office, the Courts and the Defense Bar over whether to apply for part of the state's \$11 million grant to fund a Measure 57 Intensive Drug Court Grant Program.³ The purpose of this grant program is to "provide funding to new or existing adult drug court programs in order to make available mandated post-adjudication intensive drug court services to high risk drug dependent offenders who are convicted of or are currently on felony supervision for a [Measure 57 crime (generally, non-violent property and drug crimes)];" Scott Taylor explained that with the suspension of the prison component of Measure 57 in February, the state is hoping that treatment and supervision will generate "the same or better" results as incarceration.

Although the program provides new funding, it also carries with it strict program guidelines, extensive reporting requirements and the potential to significantly increase jail bed usage. Mike Schrunk pointed out that these issues have led some counties to opt out of applying for this grant. In Multnomah County, representatives of each public safety agency have been discussing whether the level of funding matches the requirements of the grant and exploring what unintended consequences may occur as a result of this program implementation (Scott Taylor remarked that the program could double or triple jail bed usage for this population). The meetings have also focused on whether this type of drug court will work in Oregon; the model for the grant program, the "Hope Court," was originally implemented in Hawaii, which has a significantly different structure to its public safety system.

Mike Schrunk discussed the challenges with determining how to manage this population and best use grant dollars and available resources; how do we get the right population mix to meet requirements? Lane Borg pointed out that there is a desire for this grant to look like a research experiment (such as random assignment to treatment) while offering prosecution and defense attorneys some degree of certainty of client success.

VI. Special Recognition of Sheriff Bob Skipper

The Council recognized the work of Sheriff Bob Skipper, who retires on November 5, 2009 after nearly 50 years of service to the Multnomah County Sheriff Office. Ted Wheeler recounted some of his memories of working with the Sheriff, and Sheriff Skipper responded by thanking Council members for their support and friendship.

³ Want more information? See <http://www.oregon.gov/CJC/docs/FY2009FinalMeasure57RFP.pdf>