

**Incarceration Prevention Reduction Task Force
Legal & Justice System Committee Meeting**

11:30 a.m. - 1:30 p.m. on Tuesday, April 10, 2018

Whatcom County Courthouse Conference Room 514, 311 Grand Avenue, Bellingham WA

AGENDA

Topic	Requested Action	Presenter	Packet Page(s)
1. Call to Order • March 13, 2018 Meeting Summary Review	Review	N/A	1 - 4
2. Update on Pretrial Processes Workgroup • Dr. van Wormer: 9:00 a.m. - 1:00 p.m. on Thursday, April 19, Municipal Court Fireside Room	Update	Stephen Gockley	N/A
3. Discuss Committee Draft Annual Report	Direction to Chair	Stephen Gockley	5 - 6
4. Identify the ideal data needs of the committee <i>(Held from March 13)</i> • From Steering committee: 1. Create 3-5 outcomes the Triage Facility Comm. would like to measure, 2. Identify concrete interoperability issues, and 3. Define no more than 6 trends to track in each committee's domain that would measure how to reduce and prevent incarceration.	Review and Comment	N/A	7 - 8
5. Draft Priorities and Work Plan <i>(Held from March 13)</i> • From Steering Committee: Develop timeline, a high level description, basic tasks, separation into short-term and long-term, possible indicators and measures	Review and Comment	N/A	9 - 11
6. Next Steps: Ideas & Further Information • Next meeting topics			
7. Other Business			
8. Public Comment			
9. Adjourn			

UPCOMING MEETINGS:

IPR TASK FORCE various Mondays 9-11 a.m. Courthouse Conf. Rm 513/514 311 Grand Ave., Bellingham	COMMITTEES			
	BEHAVIORAL HEALTH various Mondays 2:30-3:30 (except where noted) Health Department Creekside Conf. Room 509 Girard, B'ham	LEGAL & JUSTICE SYS. 2 nd Tuesday 11:30 am-1:30 pm Courthouse Conf. Rm 514 311 Grand Ave., Bham	TRIAGE FACILITY 3 rd Thursday 9:30-11:00 a.m. Health Dept. MOVED TO Courthouse 5 th Floor 513 or 514, 311 Grand Avenue, B'ham	STEERING As needed Courthouse County Council Conference Room Courthouse Suite 105 311 Grand Ave., Bham
May 14	April 16 2	April 10	April 19 April 12-Cancelled	April 26:
June 11	May 14	May 8	May 17 in Room 513	9:30 a.m. (Health Dept.)
July 16	June 11	June 12	June 21 in Room 514	May 31: 9:30 a.m.
August 6	July 16	July 10	July 19 in Room 514	September 6: 9:30 a.m.
September 17	August 6	(no august)	August 9 * in Room 513	
October 15	September 17	September 11	September 20: location TBD	
November 26	October 15	October 9	October 18 in Room 514	
December 17	November 26	November 13	November 15 in Room 513	
	December 17	December 11	December 20 in Room 514	

Incarceration Prevention and Reduction Task Force
Legal & Justice Systems Subcommittee
DRAFT Meeting Summary for March 13, 2018

1. Call To Order

Committee Chair Stephen Gockley called the meeting to order at 11:30 a.m. in the Whatcom County Courthouse Conference Room 514, 311 Grand Avenue, Bellingham.

Present: Angela Anderson, Jill Bernstein, Bill Elfo, Deborra Garrett, Stephen Gockley, Raylene King, Dave McEachran, Lisa McShane, Darlene Peterson

Absent: Deborah Hawley, Moonwater

Review February 13, 2018 Meeting Summary

There were no changes.

2. Discussion of committee work plan and ideal data needs

Work Plan

The committee members discussed each item on the merged project list as presented in the meeting packet.

- Items 1 and 2 in process: Pretrial programming is still the committee's top priority.
- Item 3 in process: The Sheriff updated and the committee discussed expanded book and release procedures. Some committee members would like to continue to discuss and encourage book and release.
- One additional task may be to get updated statistics, since they have changed since 2016.
- Items 4 and 5 in process: Committee members would like to continue to discuss these items. Start with conversations from the City of Bellingham and the small Cities about their practices. The term "parole" is antiquated. Committee members discussed a drug court consequence of spending time in jail or on work crew and how the work crew program works.
- Item 6 in process: The Committee may like to keep this on the work plan for review from time to time, but for now there are plenty of adequate opportunities, so it would be a low priority. The small cities are already working to help people pay off violations as much as possible. In the County, people are allowed to work off their fines through work crew. The City of Bellingham judge and commissioner will work with people to get their fines paid off if requested.
- Items 7 and 8 in process: Keep these items on the work plan as the committee is already working on them.
- Item 9 in process: This item can be done through the process of validating a risk assessment. It can also be done by the proposed Information Needs and Data

Incarceration Prevention and Reduction Task Force
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Exchange (INDEX) Committee. Refer this item to the Pretrial Processes Workgroup and the INDEX Committee.

- Item 10 in process: This is not a work item for the Committee, but Domestic Violence & Sexual Assault Service (DVSAS) would like support for an offender treatment program.
- Item 11 in process: Amend, “Further **consideration** implementation of restorative practices and their role in reducing and preventing incarceration.”
- Item 12 in process: This is the mission on a permanent basis, not a work item. Note that they all support the efforts of the jail. Exclude it from the work plan.
- Item 13 in process: Refer to the Pretrial Processes Workgroup. Judge Garrett to talk with Prosecutor McEachran.
- Item 14 in process: Refer to the full Task Force and invite Christopher Poulos, Executive Director, Washington Statewide Reentry Council. The Committee may consider any ideas Mr. Poulos presents.
- Items 15 and 16 in process: Committee members would like to continue to discuss these items.
- Items that have been discussed, but no action was taken:
 - This is a component of another item that is in process. Put transportation and other resources in a kiosk at the courthouse. The committee discussed the difficulty of people getting to jail alternatives at Division Street, and:
 - Whether it’s feasible for a non-commissioned jail alternative staff person to interview applicants at the courthouse, initially for one day per week, immediately after a plea
 - The possibility of having the defense counsel help defendants who plea to jail alternatives complete their jail alternatives paperwork
 - Supporting the Sheriff’s request for additional staff in the upcoming budget cycle to do this work.
- Items that have not been discussed:
 - Refer to the Behavioral Health Subcommittee the need for on-demand out of custody drug and alcohol evaluations.
 - Refer to the INDEX Committee the review of bail standards and amounts in terms of analyzing what is keeping people in custody. It’s not up to the committee to change bail standards and amounts.
 - Combine a review of portability court and community court with a review of the Spokane Mental Health Alliance (SMHA) justice program.

Gockley stated the work plan can be amended as needed. He will amend the draft work plan as discussed.

Data Needs

Data needs were not discussed.

3. Update from Judge Garrett and Stephen Gockley on the Pretrial Processes Workgroup

Incarceration Prevention and Reduction Task Force
Legal & Justice Systems Subcommittee
DRAFT Meeting Summary for March 13, 2018

Garrett reported for the Pretrial Processes Workgroup. The group would like to contract with Jacqueline van Wormer to help move the group to the next step of making a recommendation to the County Council. She would do that by consulting with the group and answering their questions about a process they need to follow. It's important that the decision on a risk assessment has buy-in from those who will use it. It's also necessary to have an associated pretrial monitoring program. The goal is that the workgroup will bring specific recommendations about the risk assessment tool and a pretrial monitoring unit.

The committee members discussed data that measures how long it takes from case filed to disposition and shows how many people are on pretrial status currently. The Prosecutor's Office has that data. It includes the time a case is out on warrant. That information will be necessary when asking the County Council for money. The County administration and County Council expressed a concern during Steering Committee that the work is targeted to Superior Court and that District Court is already working with a risk assessment system. They do not want to fund different risk assessments for different courts.

4. Committee sub-report for the IPRTF Annual Report to the County Council

Mark Gardner, City of Bellingham, updated the Committee on the format and the due dates for completing the upcoming Task Force annual report.

Gockley stated he will write the first draft for Committee review at its April meeting, with final Committee review in May.

5. Update on Drug Court Improvements from Stephen Gockley

Gockley stated there is nothing new to report at this time.

6. Other Business

There was no other business.

7. Next Steps: Ideas & Further Information

The following items will be scheduled on the next agenda:

- Gockley will provide an update of the Pretrial Processes Workgroup.
- Continue discussion of the data needs.
- Review the draft annual report.

8. Public Comment

Incarceration Prevention and Reduction Task Force
Legal & Justice Systems Subcommittee
DRAFT Meeting Summary for March 13, 2018

Joy Gilfilen, Restorative Community Coalition, stated she would like to report to the committee on what happens to the clients who are going through the criminal justice system.

Irene Morgan spoke about what other states have done to change cash bail systems and prison programs and about the barriers in the criminal justice system that are traumatic and prevent people from successfully navigating through the system.

9. Adjourn

The meeting adjourned at 1:35 p.m.

DRAFT

IPRTF 2018 Annual Report – Outline

I. Summary

- Task Force statement of purpose
- Brief overview of TF and activities
- Bulleted progress report drawn from main section
- Bulleted summary of strategic work plans of TF subcommittees
- Summary of County budget asks

II. Incarceration Reduction Programs and Initiatives

A. Introduction

B. Measures to Reduce Unnecessary Admissions to Jail

- a. Prevention and crisis response
 - i. Crisis prevention and de-escalation training
 - ii. Expanded law enforcement BH response capacity (Cities and County)
 - iii. Opiate treatment (MAT hub-and-spoke)
 - iv. Hospital changes in procedure (?)
- b. Pre-arrest diversion/BH coordination improvements
 - i. GRACE
 - ii. Triage
- c. Book-and-release practices
- d. Electronic home monitoring (Cities and County)
- e. Warrant reduction efforts
 - i. Warrant Reduction Initiative
 - ii. Court date reminders (Cities and County).
 - iii. Warrant quashing events/procedures
- f. Drug Court improvements
- g. Pretrial risk assessment and pretrial services
- h. Jail Alternatives improvements (County, Cities)
- i. New BH staff in public defender's office (?)

For each topic:

- Goal: (1-2 sentences)
- Context: (what is in place)
- Progress in 2018: (narrative plus any data)
- Remaining issues (including budget asks)

C. Measures to Improve Judicial Procedures and Case Processing

- a. Caseflow management (?)
- b. Probation reform (?)
- c. Other (?)

D. Measures to Improve Jail Operations

- a. Improved BH staffing -- assessment and services (?)
- b. Improved reentry services

III. 2018/19 Committee Strategic Work Plans (to include short list of performance measures?)

- Brief overview of strategic planning processes
- Priorities (and identified measures) for the Legal and Justice Committee
- Priorities (and identified measures) for the Behavioral Health Committee
- Priorities (and identified measures) for the Triage Committee
- Activities of INDEX Committee (current and planned activities to improve data)

NOTES AND DEADLINES:

- **March:** Outline to Jill N. by March 19
- **April:** Committees will have their section(s) of report on meeting agendas as work item
- **May:** Committees finalize their sections of the report
- **June:** Assemble report and edit by June 5
 - June 11: Approval by TF
 - June 12: Submit to County Council for Council packet

- Next Steering Committee meeting April 26, 9:30 to 11:00
- **DON'T FORGET TO IDENTIFY BUDGET ITEMS!!!**

DATA OUTCOMES, TRENDS, AND ISSUES: Legal and Justice Systems Committee:

Outcomes to Measure:	1	
	2	
	3	
Trends to Track:	1	
	2	
	3	
	4	
	5	
	6	
Interoperability Issues:		

Suggestions regarding specific **data points** to collect:

- Collect and distinguish between booking, court, and jail information/data
- How many people have concurrent warrants in multiple jurisdictions?
 - Does this person have active warrants from another jurisdiction?
 - If Yes, which jurisdictions?
- How many warrants are for someone who also has active warrants in another jurisdiction
 - Does this person listed in this warrant have active warrants in another jurisdiction? Booked offense(s) (*felony*)
- Final charge(s) (from the Prosecutor) (*felony*)
- Booked citation charge(s) (*gross misdemeanor*)
- Bond amount by prosecutorial charge
- Does the defendant have a history with one of the special courts?
- Recidivism: how long after jail or court release until the person was booked on a new crime?

Suggestions regarding data **collection system**:

- The ability to collect, sort, and report data by person
- The ability to collect, sort, and report data by warrant
- The ability to collect, sort, and report data by booked offense and final charge (*felony*) and by booked citation charge (*gross misdemeanor*)
- The ability to run a report on the number of people booked (*probable cause*) under each booked offense
- The ability to run a report on the number of people charged (*prosecutorial*) under each final charge

Suggestions regarding **data interpretation and processes**:

- Consider a combined multi-jurisdictional court dates for people with concurrent warrants in more than one jurisdiction.
- Enhanced data sharing: The systems of all jurisdictions must communicate. Provide access for each jurisdiction to easily access data from other jurisdictions.
- Create baseline information and benchmarks that can be monitored to track success of programs and processes.
- Distinguish between the data points/categories and the algorithms of the report to produce correct interpretations of the data
- Create accurate and consistent definitions
- People entering data need to be adequately trained to enter consistent information correctly
- Algorithms must be accurate
- Take advantage of new technology for efficiency in data entering and reporting.

