

Criminal Justice Coordinating Council (CJCC)

March 15, 2018

8:00 a.m.

Hy-Vee Hall – Iowa Events Center

CJCC Members Present: Angela Connolly, Tom Hockensmith, John Sarcone, Bill McCarthy, Jerry Evans, Susie Osby, Dana Wingert, Valorie Wilson, Sean Marvin.

CJCC Members Absent: Judge Gamble, Cory Williams.

CJCC Coordinator: Gary Sherzan.

Others Present: Sarah Boese, Jacob Lederman, Nick Lemmo, Tricia Parizek, Kenny Nulph, Ralph Marasco, Steve Johnson, Greg Bellville, Pat Coughlin, Clifford Leonard, Christopher Patterson, Arnold Woods, Bob Glass, Stacy Curtis, Danny Moon, Tammy Hoyman, Shannon Evers, Annie Uetz, Dee Martin, Jean Basinger, April Knudsen.

Approval of January 18, 2018, Meeting Minutes:

Moved by Hockensmith Seconded by Wilson to approve the January 18, 2018, CJCC Meeting Minutes.

Jail Reports – Frank Marasco, Director, Polk County Sheriff’s Office (handout):

The stats for inmates by Race/Ethnicity was not included in the report at the January meeting, but Frank does have those numbers for male inmates to present today, and they remain relatively consistent from year to year: (*Local Inmates only, does not include Federal*) Asians – 2.40%; Blacks – 26.15%; Whites – 62.49%.

Also included in the report is the Average Length of Stay based on the Offense for Asians, Blacks, and Whites. (*Refer to Pg. 3 of handout*).

Frank is working on putting together additional models to see what variables may, or may not, be affecting each other.

Chairperson Connolly asked since the PSA has now been implemented, would it be possible to get a report showing the number of non-violent offenders?

Per Teri Sommerlot, most likely that can be requested. Gary Sherzan added that the tables are being developed by the State, but it will be awhile before the information is available. He clarified that is different than the Harvard study. Frank went on to say the people he has spoken to said it is too early; they do not want to use too small of a sample, so it will be 12 – 18 months before enough data is collected. Frank has begun tracking it, however, to compare January 2017 (with no PSA) to January 2018 (with the PSA).

Jerry Evans commented that the Fifth Judicial District is working on establishing a Relative Rate Index for each of the different demographics. Since the majority of minorities are located in Polk County, there is not enough representation in the Fifth District other counties to include them in the equation, as it would skew the data. They need to establish the Relative Rate Index, using the most recent Census data (2014) to be sure the outcomes are essentially the same for each, and if they aren’t, what is the reason?

Valorie Wilson asked Frank if he has noticed a drop in the jail population since the January 18th CJCC meeting? Yes, he has, and he believes that is due in part to the PSA, but other factors also impact the numbers, such as the judge changing in January, but for the last 12 months of 2017, the population was at 1,000 every day; as of today, it's at about 900.

Pretrial Release – Teri Sommerlot, Fifth Judicial District Department of Correctional Services:

First, Teri notified everyone that their Probation Intake and Pretrial Services offices are moving next Wednesday, March 21, from the basement of the Courthouse to the 4th floor due to Courthouse renovations. This is a temporary move until they relocate permanently to the new Criminal Courts building.

As Gary mentioned, the State is developing tables using the data from a statewide data management system. Pretrial Release is unable to go in and just pull reports, however, Teri does have some preliminary numbers, albeit maybe not as detailed as some might like.

From the date of implementation of the PSA on January 16 thru March 12, they have completed 1,384 PSA's. The PSA is an additional tool for the judge to use to determine if someone should be released while awaiting trial. The score of the PSA determines 1 of 6 recommendations made to the judge: ROR -- Release on Own Recognizance; PM 1 thru PM 4 – Pretrial Monitoring w/ Supervision Levels 1 – 4; and Highest Level of Risk--an appropriate monetary bond; if posted & released, recommend PM 4 (highest level of supervision).

Since its inception, recommendations made to the court are as follows (*Does not mean court went with it*):

ROR: 18% PM 1: 21.5% PM 2: 18% PM 3: 11% PM 4: 5% Highest Risk Level: 25.5%

The number of recommendations the court followed are not available, but of all defendants for whom the court received a PSA, 22% were given a monetary bond only, no pretrial monitoring; 20% of defendants that were given a PSA plead guilty to a simple misdemeanor, and were sentenced and released. At this time, the 'Foundation' is requiring that a PSA be completed for all simple misdemeanors. The tool is time-consuming to complete and process, and staff is challenged to have them ready for Initial Appearance Court at 8:30 a.m., but so far they are managing thru reallocation of staff, etc. There has been some discussion about starting Initial Appearance Court a little later in the morning, but more formal discussion would be necessary.

Jail Diversion, Crisis Observation Center Update – Annie Uetz, Polk County Health Services:

(Annie referred people to her PowerPoint handout for updates; Steve Johnson came to the podium to talk about changes at Broadlawns). A Psychiatric Urgent Care Clinic will be opening in the space that used to house the Pain Clinic. In order to provide a better quality of care, the Crisis Observation Center (COC) will also be moving there. A prescriber will be on site from 10:00 a.m. to 6:00 p.m. daily so individuals can receive medications. The space is larger than the current COC so while the same services will be available, they will also be expanding with additional services, and more separated areas. An entrance separate from the main hospital and emergency room entrances provides a drop-off point directly into the Urgent Care and COC areas. Steve believes the new clinic, and the relocation of the COC, will be a good option for individuals and for the community.

Sheriff McCarthy praised Steve for his involvement and dedication, saying "he's right on top of things." Steve replied that he is just a small part of Broadlawns. He knows there are many people in jail with some serious mental illnesses, and when Frank calls and needs a bed for one of them, Broadlawns is committed to getting one as soon as possible. They take their relationship with the jail very seriously.

Bridges Substance Abuse Treatment Program and St. Gregory Update – Pat Coughlin, Exec. Dir., BOI

(Tom Jackowski is out of the country).

The Iowa Department of Public Health (IDPH) was in to do their license inspection; they received a score of 100% in Administration, 100% in Program Standards, and 97% in Clinical. They are recommending a 3-year license, the highest you can get. Yesterday they signed a contract with Amerigroup, one of the Managed Care Companies for Medicaid, which should mean they'd start paying for treatment for those that have Amerigroup.

Tom Hockensmith asked for clarification on Medicare reimbursements that Tom Jackowski discussed at a past meeting, RE: Bridges stopped billing Medicare for services because they weren't paying, and that the model might change to more community funding. Has that changed now that they have contracted with Amerigroup? That hasn't changed because it is such a small percentage of the calls they receive; most of the individuals are being funded through other sources. Bridges is still working on additional funding sources.

They currently have 81 people in the program; 31 of those are men at the jail, and the rest are spread out between Vine Street and other services. When asked about a wait list, Pat replied that they don't have a wait list, per se, but they have 18 clients that have been assessed and approved for the program, but they are waiting for court dates or for judges to approve.

Jail Medication Program – Jon Rosmann, SafeNet Rx

The Iowa Prescription Drug Corporation was established in 2001 to provide pharmaceutical access to Iowans who cannot afford prescription drugs. A project through the State Attorney General's office provides access to mental health medications to people released from county jails, and state prisons.

Polk County Jail Behavioral Health Medication Assistance – Provide immediate primary care services and up to 90 days of free behavioral health prescription drug coverage for transitioning offenders in Polk County.

Upon release, individuals directed to Primary Health Care, Inc.; Medical home is established if not present; Individual transitioned to Eyerly Ball Community Mental Health Services or Broadlawns Medical Center for long-term services.

From 3/4/13 – 12/31/16 there were 575 program participants, receiving up to 3-30 day supplies of psychotropic prescriptions; some using the program more than once or receiving a partial script.

When an individual used the full 90 days of medications available to them, their recidivism rate was 11%; those not using any medications had a 22.8% recidivism rate.

Iowa Department of Corrections Central Pharmacy Pilot – provide 90 days of behavioral health prescription drug coverage for transitioning State offenders. SafeNet Rx is working with the Attorney General's Office to expand the program from 3 months to 6 months. This will be available statewide to persons that have been under supervision of state or local law enforcement and justice system. Broadlawns is a new partner in Polk County, central Iowa. Persons released from jail will be referred to Broadlawns as the first point of referral and Broadlawns will qualify them for meds. After six months people can pay \$20/month for prescriptions, if they don't qualify for other programs (i.e. Medicare). How do we determine if people need to be part of our system, not only with meds, but with case management too? COC staff will gather that info and get it in system to keep track. This system uses information from Federally Qualified Health Centers (FQHC) and after May 1st other counties will be able to use this program and participate. A similar program was developed in Kansas City. This approach is low cost and very effective.

The SafeNet Rx is a pharmaceutical safety net provider. It has access to medications free of charge. It uses obsolete medications from nursing homes, hospitals, clinics. They come back to the facility and are then provided to safe net providers (Broadlawns, etc) to distribute to those that need them. Also, have a pharmacy that has their own donation program plus other national programs (drugs donated by the manufacturer and distributed to those that need them).

Pretrial Risk Assessment – Jerry Evans

Jerry Evans spoke on statewide training and dual supervision. Initial probation officer works with whatever state or jurisdiction we are doing courtesy supervision with. Who takes supervision of case after released on PSA? Do they stay with probation officer who supervised before new arrest or will pre-trial services going to be supervising?

Christopher Patterson organized a PSA presentation at a stakeholders meeting last week and continues to work on educating community partners on the PSA.

CIT Training Results and Next Steps – Annie Uetz,

Crisis Intervention Team Training –results for pre and post assessment training results were presented. Trained 48 officers with grant money. Through ILEA training, four classes were given, another one starting Monday. By the end 257 officers in Iowa will have been trained, 40 in Polk County, 20 officers in Polk County Sheriff's Office. Grant ending March 31. Annie and mobile crisis staff have done training with police departments and made them aware of all resources available. Will work with Mercy and Lutheran Hospitals to have a smoother process when officers drop clients off. Will also start quarterly meetings with police departments and others to continue to work together. Attended PLEXA meeting with Steve Johnson and talked about that and they are on board. As far as the grant goes, the safety and justice challenge and innovations fund grant will end March 31st. They will select some of the innovation sites to drastically reduce the number of individuals in jail. After speaking with jail staff, documents were submitted to be in the running for that selection. If selected the next steps will be to submit data from the jail and then consultants will come meet with team from Polk County to review processes and give strategies. We can then decide if we want to apply for the grant (which could mean \$1M per year for 2 years). We will know more by June and apply by September if we are chosen. Supervisor Hockensmith complimented Annie on the work done.

Data Driven Justice – Angela Connolly, Polk County Board of Supervisors

Quick update – met with stakeholders, subcommittees formed and will continue to work on issues.

Exec Committee – Angela Connolly, Polk County Board of Supervisors

Angela would like to form an executive committee to meet once a month to set the agenda. She recommends herself, Tom Hockensmith, Jerry Evans, Judge Gamble, John Sarcone, Sheriff McCarthy and Gary Sherzan, as a non-voting member, to be the exec committee. It was moved and seconded to approve.

Public Comments

Question from Betty Andrew about average length of stay in the jail for persons of color versus white, what is the difference if the crimes are similar? Frank said they have no answer right now but will look into the reasons, and also income level and ability to pay. Also, there was a spike in February numbers last year, was there a specific reason? On average last year, every month was above average consistently. Process might not have been working as efficiently. The PSA tool should help with that. Betty also mentioned the NAACP is working to have the box on applications removed that ask if a person was ever involved in a crime. There is a committee, Ban the Box, working to have that removed and they could make a presentation to CJCC if needed.

Sheriff McCarthy mentioned that if we did not have CJCC programs, jail population could be a lot higher.

Susie Osby mentioned legislation being considered on a mental health regional system/substance abuse system.

Jerry Evans asked Betty to update CJCC about the legislative bill on marijuana, and reducing penalties, which is being considered.

Adjourned 9:02 a.m.

