

OACCD Meeting

Coos County

July 13th and 14th

Present: Debbie Hust, Malheur Co.; Todd McKinley, Grant Co.; Larry Bennett, DOC; Malcolm McDonald, Clackamas Co.; Patty Cress, Parole Board; Scott Taylor, Mult. Co.; Mark Patterson, DOC; Kathryn Sofich, Mult. Co.; Jeff Wood, Marion Co.; Dale Primmer, Umatilla Co.; David Denny, Curry Co.; Lodi Primmer, Umatilla Co.; Jessica Beace, Yamhill Co.; Brian Rucker, Yamhill Co.; Donovan Dumire, Lane Co.; Patrick Sieng, Assn. of OR Counties; Ted Smietana, Yamhill Co.; John Watson, Jackson Co.; Eric Guyer, Jackson Co.; Mike Crim, Coos Co.; Nate Gairan, Josephine Co.; Jenna Morrison, Clackamas Co.; Ross Caldwell, CJC; Mike Schmidt, CJC; Maureen Robb, Linn Co.; Joe Garcia, Douglas Co.; Jay Scroggin, Mult Co.; Jeremiah Stromberg, DOC; Michelle Aguilar, Mult. Co.; Denise Sitler, DOC; Dan Robbins, Morrow Co.; Kristen Hanthorn, Clatsop Co.; John Folliard, Gilliam/Sherman/Wheeler Co.; Jay Bergman, Marion Co.; Justin Carley, Benton Co.; Kimberly Hendricks, DOC; Fritz Osborne, Wasco Co.; Suzi Gonzales, Lincoln Co.; Tina Shippey, Coos Co.; Kelly Church, Coos Co.; Tracy Herning, Coos Co.; Greta Lowry, Coos Co.; Kiki Parker-Rose, Klamath Co.; Steve Berger, Washington Co.; Joe Simich, Washington Co.; Karleigh Mollahan, Washington Co.

Notes: Jennie Wright, Washington Co.

Commissioner Sweet welcomed us.

Kimberly Hendricks – Shutter Creek Corr. Inst.

Demographics: 25 years old; 290 adults in custody; 95 staff; 7 contractors; 61 volunteers; and over 40 work crew contracts. 38% under one year left on sentence.

Release Counties: 22 releasing to Coos, 5 inmates to Curry 23 to Douglas, 23 to Jackson, 26 to Josephine, 71 to Lane.

Age: 30 to 60 – Seeing a change in population. Older inmates coming through. As long as they can do stairs they can do Shutter Creek

42 inmates are fire trained, plus 2 – 10 man camp support crews.

Introductions around the table

Review of last meeting minutes

Motion to adopt – Jeff Wood

Second

Approved

Mike Crem – Coos County Presentation.

Coos County has put together a plan incorporating 1.5 PO's, a District Attorney, Treatment, Clean and Sober Housing, etc., and came up with their Justice Reinvestment Plan. They targeted downward departure cases presumptive prison sentences with at least 40 on a specialized caseload.

Tracey Herning – PO and Greta Lowry with the Coos Co.

Coos County Justice Reinvestment Program - Downward departure program - Selection process has changed. They try to target the population that will get the most out of it for a downward departure. Their goal is a 30% success rate. They are currently at a 45% success rate (gets a job, housing, completes treatment, then eligible for casebank until they expire). Since 7-1-15 – they have received 75 referrals. Twelve have been revoked. They currently have 50 people on the caseload.

Process – During intake the PO does the needs assessment and develops a case plan, LSCMI, determines if they need MH counseling, housing, treatment, or job search program. They do their treatment through Adapt. They have temporary housing, transitional housing, a mental health counselor, and a job education class. They also have a work crew, and sometimes if there is a technical violation they are able to refer them to the work crew. Trying to work on what is a technical violation – dirty UA....sanction or return to prison, etc. Have a great relationship with the bench, DA's, PO, Public Defender. They are using downward departures truly as rehabilitative purposes. Works well in small county setting. If she was to revoke the 50 clients today it would cost the state 3.4 million.

The hard part for the DA is that it was a shock going from punishment to thinking of the person as a person, not a criminal. How have we failed this person, and now how can we fix it. The buzz question....can this offender be safely supervised in the community. Is the offender a threat to the community or just to himself?

Approximately 1 – 1.5 DA to 750 offenders, 1.5 to 2 PO's depending on the expectations of the duties

Suggested Coos possibly present at the DA's convention.

OACCD Dues and Assessment Fees

Maureen/Dale/Jake: took concept back to have conversations with the regions. General consensus is was to take a look at summary and assessing ourself.

Assessment Fees (\$50,000) – lobbying and prepping us on the politics

Dues - per jurisdiction (\$200)

\$56,800 current amount

Recommendation is an increase Assessment \$15,000 from \$50,000 to \$65,000 for FY16-17. Dues are to remain at the current rate, but acknowledging a need for a COLA of 2% to 3% annually starting with FY17-18.

With this proposal, there is a need to look closely at the expenses. The goal is to cut expenses by \$10,000 in the coming year.

Jeff Wood made a motion that "OACCD increase our dues through the assessment of the Community Corrections allocation from \$50,000 to \$65,000 that also includes a \$200 assessment per county with a caveat of 2% to 3% COLA for the 17-18 FY."

Seconded/Approved

With this motion approved the Executive Team will work out the detail language, when it will be assessed and what it is linked to, and then they will bring that back and provide a recommendation to the membership on how they will assess that.

CJC Dashboards – Michael Schmidt

Michael Schmidt from the Criminal Justice Commission provided a presentation on the CJC Dashboards. Below is a link to the CJC Dashboards

<http://www.oregon.gov/cjc/data/Pages/recidivism.aspx>

2013 HB 3194 changed the definition of recidivism in the state. It was changed from a new felony conviction within three years of release and put on supervision to a new arrest, conviction or incarceration for any new crime.

Average risk to reoffend is based on the Public Safety Checklist.

As time goes on the dashboards will be refined. Scott has built his own dashboards with sanctions, pretrial, etc. Joe inquired if there is a way we can get the data from all counties and give to the state to be put on these boards. Mike agreed that dashboards can be used for anything, and they anticipate growing these dashboards with information useful to the different jurisdictions.

With the STTL dashboard provides data that can be provided to our shareholders showing the amount of money being saved with this program. It allows us to provide documentation of the value we get from the STTL program and the benefit should we increase the program from 90 days to 120 days.

STTL's are captured in the State snapshots, but aren't anticipated at 120 days. If the Legislature changed the number of days to 120 in the spring of 2017, it would get included in the 17-19 biennium.

A reminder was put out when talking to your local government, State and the Legislature to include the STTL numbers when having discussions around the Justice Reinvestment funding. Show what a safe investment it is. Try to quantify the STTL numbers as one of the cost savings, to compare what we've saved vs. what they are spending on us. Include the DA's in the conversation as we need their buy in.

RICK meetings first two weeks in August. The topic of discussion will be the continuation of the JRI funding. It was suggested we speak with legislators and other partners to convince them of the

importance of this program. Make them understand what would be eliminated should the JRI funding end. Get success stories out there.

Steve: The Executive Team is scheduled for a Legislative workshop so as an association we can start outlining what our specific strategies moving forward will be. 3194 is very important, as is baseline funding, along with other agenda items. They didn't fully commit to put out what their specific talking points would be as an association. There will be more to come on this. Please focus on this, make the contacts. If you are not comfortable with this, or the best way to frame it, contact an Exec Team member or your regional reps. As an association we will be coming out with some strategies, and talking points, following the August Legislative workshop.

Scott: Reminder - he is the OACCD representative on the Public Safety Task Force, if anyone has anything they want to make sure gets discussed there, please feel free to let him know your concern. Main focus is 3194.

Conference call with Lara

CJC and Steve met with Public Safety and Justice and talked about the desire to target legislators, primarily those outside the judiciary to get some new perspectives. They would like all the counties to reach out locally and talk about your local programs and if they needed help setting it up, Lara and Betsy would be able to do that. The Executive Team does have a Legislative Workshop with both of them to help prepare the talking points as we prepare for the next Legislative session. There may be more information coming forward on how we want to approach other members of the Legislation.

Scott Taylor asked if we know how many seats are up for re-election. We want to focus our efforts on those who may not be leaving. Lara said there weren't many Senate seats. The House is going to have a lot of change. Lara will go through her list with the Exec Meeting and then the focus can be on those who are in key positions. There will be a lot of education needed on the House side. (Ways and Means list by region/county attached).

The next biennium budget is really up in the air right now. A lot depends on the outcome of HB97. Should it pass in November there will be an additional 6 billion dollars for the biennium. Should it not pass, there will need to be some discussions on where to cut. We are currently about 1.6 billion dollars down.

Jeremiah:

Updates – workgroup issues

2 years ago they started Structured Sanctions workgroup to review the statewide grid. They have developed a draft grid of what it should look like for sanctioning practices, jail usage, sanction use. Informal feedback showed more changes needed. They are reconvening the group the last part of August. They will develop a final product to start to pilot, and will gather more feedback before a final product will be complete. If you have a grid, send to Jeremiah for him to look at to see what the impact

is going to be on your practices. Multnomah Co. is setting all technical sanctions to 3 days. Jeremiah says the state wide grid will take into effect research/best practices.

Curt Simmons - Inmate Financial Accountability workgroup. – Recommendations are now being put together.

10% of all incoming money and 10% of all money earned shall be applied to restitution. 5% of all incoming money and 5% all money earned will go into a savings account that isn't garnishable to be returned to the inmate once released. A legislative package will be put together and hoping for OACCD's support.

Scott/Jeremiah – Grant Funding Opportunity

2014 Dept of Corr/Parole Board/Dept of Justice/victim's rights attorneys and a number of counties convened a series of meetings to map Oregon's community and system based victim's services.

How victims receive information throughout the entire process. They looked for gaps. Where do victims get left out, where do they lack information, where do they receive redundant information, inaccurate information, too much or not enough information.

A major area identified is lack of coordination of information. It comes down to IT infrastructure. Who is willing to share information? There is a need to create a mechanism to share victim. We want to build the same system as Vine but one we can develop and tweak. We are looking for a system that is more or less controlled by the victim. They can decide what information they want to be updated on.

Code for America – sends you mid-career professional IT people (people willing to take a sabbatical from Google, Apple, Facebook, etc.), if you are selected. DOC was selected to receive a team to develop it.

They will be looking for a nonprofit host where the server would sit so no agency has ownership of it. The idea is that it is the victim's server.

Jeremiah – Capitated Rate

Capitated Rate document distributed (Attached). Each population saw an increase. The largest increases were in new cases and high cases. The Capitated Rate changed from \$10.71 to \$11.689 per day. The draft total 17-19 Agency request Budget is \$268,027,447, an increase of \$21,000,000 from 14-16 budget.

Governor's balanced budget comes out early December, if things hold true to previous bienniums, the Governor's budget will underfund Community Corrections. It will be below the baseline. At that point we begin to educate around the impact, what it triggers, how it impacts our ability to supervise a population of over 32,000 effectively.

Counties can take their current allocation and apply it to the \$267,871,206 for an estimate when developing their budget. Final allocation numbers won't be available until May.

Presentation: Time Study (Attached)

Time studies are conducted every six years. We are currently using the information from the 2012 National Time Study, but these hours are based on the 2006 time study. We need to continue to educate the Legislature on current time studies. The next actual cost study will be presented to the Legislature in 2019.

There are two types of studies: Time studies – (is used to determine the time spent per offender), and a financial component (gathering all the financial information on what it costs you for all your administration, supervision and services in each county)

North Carolina was looking at each task. Legislature sets caseload size. It is set for 60 offenders. The outcome of the study showed that officers had higher caseloads than set amount and not doing enough face to face. It was also determined that officers were spending the same amount of time on high as low case.

South Dakota also did a workload study. They found that the staffing needs were adequate, but they were in the process of implementing Epics and they would need to look at the workload study again.

What do we want to do in this time study? What do we want out of our outcomes?

Different types of timestudies – high flyover (1 hr with client) This is the one we used in 2006, or we can use a more in-depth (20 min travel, 30 min writing report, 10 minutes chronos) study.

Scott Taylor advocates for the 2006 timestudy type. Donovan from Lane County also agrees with Scott on using the same process as the 2006 Study. Denise stated that even if the hours go down the cost of doing business have increased. Steve would advocate in keeping it as simple as possible.

Steve – We have local control and different strategies, for counties.

For meeting the legislature requirements keep it simple.

Tanner thinks it would be a good opportunity to look closer at what amount of time it takes to do certain duties, so maybe more in-depth.

Timeline –

January 2018 actual data gathering

Sept – Nov 2017 use that data

Develop work group this September to start meeting to make sure to implement and educate staff so they are gathering accurate numbers. One of the tasks of the work group might be to figure out how to make the tracking less mundane. They would also look at whether or not to contract it out. They would probably meet monthly, and then taper off. Then they would ramp back up right before the timestudy. Phase 2 would be active and assisting with the study and help to verify the data. This would be a year and half commitment. Volunteers – Joe, Tanner, Mike, Jay, Maureen, Donovan (Names from Karleigh)

DPSST – Lindsay Hale

DPSST - Maintenance Standard – The recommendation is to adopt In 2017 the same standard that is in place for police 84 hours of training in three years.

24 of these hours will be Use of Force – What agencies determine use of force. (8 hours annually)

If the person holds a supervisory certificate, another 24 hours will be dedicated to leadership training

4 of these hours will be for Ethics

At the end of the first 3 year period start another cycle. There would be no punitive action until after the end of the second 3 year period.

Punitive action would be suspension of certification until training is complete.

This applies to both PO's and Correction's staff.

Lindsay will present to Board in January - Consensus

Steve will take this proposal and forward to regional reps for consideration and come back with recommendations in September for buy off from OACCD. Lindsay will forward her minutes to Steve and he will forward to regional reps and have conversations.

DPSST – Lindsay

A workgroup of Probation/Parole Officers, Corrections Officers, OLCC, and Telecommunicates has been looking at the current certification standards.

Recommendations –

Ethics maintenance training required

The workgroup is recommending that if a certified officer is arrested they are required to report to agency and also report to DPSST. Currently it says if an officer is convicted.

F4 – form filled out only by a DPSST certified agency head or DPSST certified designee. There is a new box on F4 for agencies to check if they have discovered during a background.

DPSST will add a citizen member to all of their policy committees so a citizen has a voting right.

Workgroup is recommending they are able to suspend certification and impose temporary requirements.

Allow officers to address the DPSST group regarding suspension recommendation.

The maximum time a person could be suspended their certification is 5 years. After 5 years it is revoked.

Certification Charts –

Intermediate and advanced still requiring the competency portion which is the training hours in the four specific categories. Officers are required to show which training they took and that it meets that specific category. What has changed is that DPSST will accept any meaningful description of why it meets a category. They are going to rely on the officer and agency description. There are four things that will not count for Intermediate and advanced are agency policy, Basic training, CPR, and Firearms qualifications. Anything else as long as it has a meaningful description will count.

Two things moving forward is the elimination of the requirement of college. DPSST already mandates supervisory training. If you have this training then you are considered trained. The second item moving forward is to split out line level track and supervisor track.

DPSST will be looking at comprising another workgroup that looks at the Management/Executive. It was felt that it should be a discussion that happens with the agency heads. Lindsay will be looking someone to represent the OACCD.

Part time parole/probation maintenance standard. Currently 20 hours per year. It isn't currently being tracked. If you want your part time employees to maintain certification there is a maintenance process that will allow them to do that.

DPSST is rolling out a process for next day update on training record.

DPSST is trying to get support people up and running. They have been understaffed.

Basic DPSST P/P class hasn't currently been added, they are looking at adding another one. Lindsay will get back to Steve when they have a date to be added.

SOSN Representatives - Jeff:

In March he said he would meet with OATSWA regarding the complaint pertaining to the University of Cincinnati curriculum for sex offender. They are now fine with using this curriculum. There is no complaint.

Bench probationers who have to register as sex offenders. HB25 and 49 is what made the new leveling system. There was a legislative fix. There are 30,000 sex offenders that have to register. In registering sex offenders, in all his notes he didn't notice anything about registering bench probationers.

The intent was not to have counties doing the registering.

Maybe introduce friendly amendment pushing the dates out. A conversation he would like to have is to move Bench SO back to the Parole Board as their responsibilities.

SOSN liaison responsibilities - Jeff needs to step down from this position. Recommend Malcom McDonald from Clackamas Co. be moved to the position. He has currently been the backup. Also, is there anyone else who might be interested in being the back-up. Let Jeff or Steve know if you are interested. Steve appreciative that Malcom taking over the position

Parole Board Updates – Patty

No update on the 5th member yet. Board will be posting regional training for PO's. Free. Fall/Spring trainings around the state 09/27 Pendleton, 10/25 Bend, and 10/26 Medford

Spring 2017 there will be four more trainings possibly Tillamook/Albany/Portland/and another Metro location.

They are going to give a broad overview of the Parole Board, the sex offender notification leveling system, about responding to victims, and restitution collection, as well as sanction writing and warrant requests.

The Board is continuing with participating in field. They have been to Lane, Washington, and Clackamas Counties. While they are in Coos County they will be touring some of their resources. They are scheduled for Multnomah and Deschutes Counties.

Sanctions/Timelines – reminder (Attachment).

They will be taking a closer look as sanctions come their way. Timelines are written into either a statute or an administrative rule. They will start by looking at timelines on sanctions going to board or hearings officer. There are times when the board is asked to add a condition during a sanction. There will be some circumstances in adding no contact conditions. Also, they may add SC9 if needed.

If there are there any pressing questions the Board hasn't been responsive about contact her with these. Are there communication issues? Are you able to make contact with the board in emergencies? Make sure the communication with board and local office is good.

Ed Hall new employee Hearings Officer with the Board.

As the evaluators need to be doing evaluations in community, departments need to be open to allowing them access to our offices and computers. They have been approved access.

Committee:

FVSN – next meeting August Hood River, November in Tillamook. Kiki will send a flyer announcement for registration for the DV academy. Key speaker Jim Henderson, also Dr. Chris Wilson. The DV designator is now active within the CIS system. Family violence supervision network working on detail on classic cases, if it comes across as a burglary or something else, but with an underlying DV issue, FVSN is looking at how to enter these and provide a definition. Jeff Hanson sent out instructions on how to enter that. The earlier we enter this it would be helpful to see what our population consists of. Steve will forward this document to the directors and they can make sure it gets to the people who need it.

OACCD did approve and adopt IRT process for DV cases. The template has been entered into the system and so they wanted to remind us that there is a specific IRT request. Basically it just addresses some of the DV package conditions and make sure there is victim information included in that request.

FVSN work with DOC on screening visitation protocol and protective orders.

SOSN – Looking at going to full training once a year and offering booster sessions statewide. The majority of PO's have been trained over the years but have not had any updates. Is there any possibility of train the trainer to allow for PO's to be available? Currently no.

FOG – Jay – Send Jay an email for clarification on what these two recommendations are.

Working with Jeff H. on treatment codes. Two new exit codes "maximum benefit" the other is "expire". The expiration code is for when offender is still in treatment after their line item is closed. Both of these codes are neutral. A service request needs to be submitted to DOC to add those two codes.

There is a sanction module code you can use that can be used that is called "no action". What they are asking for is that when you hit your SRF you can read your history, nothing is going to change there. If you enter "no action" you can go back and read why there was no action. What they want is a service request that when you write your new sanction and it goes to the prior history, they want it changed so if it is a "no action" it is not held against the offender.

FOG is asking for an OACCD endorsement to move those forward.

Jenna with Clackamas made a motion to accept recommendation. Seconded and approved.

Next meeting in Klamath

Future agenda item – Scott to demonstrate the dashboards he has created taking the DOC data and applying it locally then having access to the local information relative to sanctioning, risk, cut off scores on your LSCMI's, and some of the demographics around your caseloads.