

FAUG MINUTES – KLAMATH COUNTY

May 18th-19th 2022

MEETING LOCATION:

Klamath County Community Corrections
3203 Vandenberg Rd
Klamath Falls, OR 97603

DAY ONE: 1pm-5pm

Introductions/Welcome/Housekeeping

Douglas County

Minute Review

Group

Judy Bell sent corrections. No objections or other additions to the minutes.

Attendance

Charles Adler

Joel Pickerd (Benton); Marne Pringle (Clackamas); Heather Senquiz (Clatsop); Brad Allen (Deschutes); Justin Bendele (Deschutes); Andie Cortes (Douglas); Freddy Vidal (Douglas); Kara Erwen (Jackson); Denise Easterling (Jefferson); Allen Bergstrom (Klamath); Zeth Allen (Lincoln); Bonnie Timberlake (Linn); Theresa Plinski (Marion); Gina Courson (Marion); Charles Adler (Multnomah); Angela Beier (Polk); Nathan Brengel (Washington); Jessica Jauken (Wasco-Sherman); Betti Spencer (Yamhill); Judy Bell (DOC); Michelle Mooney (DOC); Dylan Arthur (Parole Board); Corina Brown (DOC).

We agreed to remove the fax numbers from the roster.

County Updates

Group

Lincoln Co: just hired one PO.

Jackson Co: a couple of POs in background.

Deschutes Co: building is under construction, Paula Fata hired, upcoming retirement.

Washington Co: added a new second level of Administrative staff.

Klamath Co: losing five POs this year and offered a job to one new hire.

Benton Co: one PO position opening up but possibly not looking to fill and one new support staff hired.

Linn Co: some POs retiring in the next couple of years.

Polk Co: one PO in background, lost an Office Manager.

Lake Co: losing DV PO at the end of the month and not hiring for the vacancy.

Yamhill Co: just hired a new PO and Office Manager.

Jefferson Co: hired two POs this year.

Marion Co: two POs in background and another four positions opening up.

Tillamook Co: one open PO position and just closed a PO Tech position.

Interstate Compact Update

Kristi Reames

Mark is in charge of FSAP and SSTL/EDIS in addition to Interstate Compact. He will be scheduling an in-person compact coordinator meeting in future. Some of the new rules are about warrant tracking at the Interstate Compact Office level, the Compact Office is working on sending more details. There is a new receipt for sending the compact fees to the Governor's Office.

There is a Service Request scheduled to be finished by 7/01/2022 for the EDIS changes. Programming will allow all eligible cases to move. Mark talked about a possible training before July 1st.

Parole Board

Dylan Arthur

Two months ago the Governor nominated a person for the 5th board position. The day the confirmation list came out, the person withdrew their name. Additionally, Michael Shu submitted his resignation. The board will be down two positions as of 6/03/2022. September is the first date a new member can be confirmed. Members can now keep P&P certification (by maintaining DPSST requirements), hoping to pass legislation to also include keeping Police and Fire units.

There are tentative plans for a Parole Board training around the state in late 2022. Directors can contact Dylan to request a particular county to be added to the agenda. The training will likely also be offered in a few central locations for multiple counties to attend.

Dylan sent an email regarding updated conditions as a result of SB1510. Specifically this changed the general conditions, including removing general condition #2. To address this, the parole board adopted the probation conditions of removing general condition #2 and updating SC#9. Effective 6/01/2022, SC#9 will prohibit intoxicants including but not limited to alcohol, marijuana or other controlled substances. Each county may enforce this condition differently, please work with your leadership team to determine how this change will be addressed. If the board is reviewing the condition (SC#9) to be added, they will be considering whether or not drug, alcohol, or intoxicants use is directly related to the client's current conviction or if it is a significant pattern throughout their history.

Every time the Parole Board issues a new orders, the new conditions will be added. Anyone who had the SC#9 prior to 6/01/2022 will automatically have the SC#9 when new orders are issued. Since new orders will be issued at the time of sanctions, this will be an opportunity to request SC#9 as part of the sanction but it will be important to add rationale in the sanction report. Although SC#9 is one condition, for data tracking purposes, SC#9 will be tracked in DOC 400 by splitting it: SC#9a (alcohol/marijuana) and SC#9b (drugs/inhalants). Directors should be providing more direction on this for each agency. Medical marijuana will continued to be permitted.

OACCD

An OACCD liaison was not available.

Jodi Merritt

DOC Update

SR 3050 was moved into production in April. This is the service request updating OMS so that using TV or VV codes will trigger the office visits to be off the 'office visits due' report.

Michelle Mooney

EVAL type code was entered and in effect (March). No issues have been reported. ADDS can now be added in the Treatment Module.

All cases (except post-prison) have been updated to reflect the new SB1510 conditions. There have been creative ways around the state to flag these cases, including using an asterisk in DOC. SOON will be receiving weekly reports to identify these cases. Programming for phase I includes all of the cases who are currently managed under the new conditions and testing will be within a couple of weeks. This will force PPOs to identify a case number when sanctioning to determine the correct condition. Phase II will capture all of the post-prison cases. This is more complex and will take more work.

A Day in the Life

Angela and Marne facilitated a training for IT in an effort to show the programmers what PPOs do on a daily basis. The presentation included showing IT how much work it takes to go into the system and navigate every screen to do one process. IT asked for feedback regarding the location of data on the screens (visual changes) but it might impact the Institution users. One idea, as an example, is that the employment module in OMS be accessed on the same page as the chrono section and not the action plan. Michelle suggested to compile suggestions and provide to FAUG for a vote if we want to more forward with service requests.

Michelle Mooney

CTA Warrants

Marne Pringle

Auto-chronos are generated when warrants are issued by the board. However, it is the same chrono for arrest warrants, cite-to-appear warrants and suspend and detain (does not differentiate between the three). Dylan will follow-up on this issue.

Andie asked about revisiting whether DEFR code can be added on LC PPS? We will have another conversation about this issue and see if we want it to be a service request later this year.

SOON Update

Judy Bell

Remember, do not type in all capital letters or put medical diagnosis in chronos. Once a revocation is imposed, make sure to send this information to support staff as soon as possible. Judy is hosting a virtual training about LC/PPS revocation sentences for support staff on 5/24 at 10am. SOON talked about the language in the new transfer rule. If funded cases expire leaving a non-funded cases, counties cannot automatically send the case back to the county of conviction.

Redwood Toxicology rollout is delayed due to programming changes. Community Corrections can order multiple tests (a screening, a confirmation or both). Some counties only do screens, then confirmation after presumptive positive. Some counties order it as one package and then the screen and confirmation are two separate results. If screen-only tests are entered, the (positive) results will be a presumptive positive and not a confirmation which may be confusing in the system. This is one of the issues that the interface is facing and why the project is not moving forward. Judy will find out if we can have a different symbol to indicate presumptive positive results. The other issue is the chronological order of presumptive and confirmation tests. Judy will ask that the programming be delayed so that the results will be entered chronologically (presumptive and then confirmation).

There was a request to add fentanyl in the substance abuse tracking. Fentanyl will be replacing XNOS.

SB1510 now requires CJC to track ethnicity and race. A new ethnicity field service request has been created. If the client leaves this information blank in their paperwork, please either ask the client for accurate information or enter as U for unknown.

DAY TWO: 9am-12pm

Appeals

Judy Bell

Judy Bell provided a training about appeals utilizing the OPS Manual Appeals chapter 30. There is a disclaimer about the information in the manual not constituting legal advice, general guidelines only. A United States Supreme Court decision in 2020 instructed non-unanimous jury verdicts for certain cases (i.e. criminal sex offenses) will be appealed. All affected judgments were sent to Judy Bell (469 cases) who reviewed each case and sent an email to the county's support staff. If the order effects PPS BRD cases, the board may need to be notified if their records are inaccurate. For example, if there is a warrant for a PPS BRD case that was reversed and remanded, the board may need to be contacted. If record is already expired, the process is to add a sentence note (F8) but the record in CIS remains as it reflects what occurred during supervision. Check the appeal document to verify what was appealed. Directors decide how/who will be interpreting the orders for each agency. Suggestion for assistance in interpreting appeal orders is to Contact the respective court, local DA, or your county counsel with questions about the judgment.

General definitions:

Reversed and remanded – typically this means the conviction or order of the Circuit Court has been reversed (overturned) and the case is remanded back to the Circuit Court for further proceedings. Further proceedings could be resentencing or dismissal. It could also mean a PV judgment was reversed and remanded back to

Circuit Court for further proceedings/resentencing. Reversed and remanded for resentencing; otherwise affirmed - typically this means the conviction or order of the Circuit Court has been reversed (overturned) and the case is remanded back to the Circuit Court for further proceedings. Further proceedings could be resentencing or dismissal. It could also mean a PV judgment was reversed and remanded back to Circuit Court for further proceedings/resentencing. Vacated and remanded - typically this means the conviction or order of the Circuit Court has been vacated (overturned) and the case is remanded back to the Circuit Court for further proceedings. Further proceedings could be resentencing or dismissal. It could also mean a PV judgment was reversed and remanded back to Circuit Court for further proceedings/resentencing. Vacated and remanded; remanded for resentencing - typically this means the conviction or order of the Circuit Court has been vacated (overturned) and the case is remanded back to the Circuit Court for further proceedings. Further proceedings could be resentencing or dismissal. It could also mean a PV judgment was reversed and remanded back to Circuit Court for further proceedings/resentencing.

Data entry examples:

USAP - If the offender files an appeal and PRIOR to the appeal being heard/adjudicated, the Circuit Court orders the offender should not be supervised while their appeal is pending. This is the sentence closure explanation; this is also used as a body closure for RSNT since we don't have RSNT outcount available yet.

RSNT - If the interpretation of the appeal order is such that the conviction was overturned, and the case is going to be resentenced (AFTER).

APPE - If the interpretation is such that the conviction was overturned, and the case will NOT go back to the Circuit Court for further proceedings.

ACQT - If the interpretation is such that the conviction was overturned and the case was acquitted upon resentencing.

BNPB - If the interpretation is such that the conviction was overturned and the case was sentenced to bench upon resentencing.

DISM - If the interpretation is such that the conviction was overturned and the case was dismissed upon resentencing. The Appeal or Supreme Court will not dismiss charges, only the original convicting Circuit Court will order dismissal upon resentencing

VACA – can be used even when there is no appeal.

Every office is eligible to receive an Appellate Court log-in. Contact your eCourt administrator for access. Remember: read the orders, brief or decision to determine what exactly was affected/appealed. Judge is receiving the orders within a day or two of the Court proceedings.

Paperless Presentation

Allen Bergstrom

More counties are going to a paperless environment. Multnomah and Klamath Falls have started this movement. There has been some issues when the computers are down or offices are unable to access the program. This paperless environment involves scanning all of the documents that would be in the file. Everything is saved as a pdf document and entire files can be attached and emailed (IRT transfers). The company- Content Manager has been active in the development/maintenance of the program. As more documents are utilized throughout supervision, they are scanned to the program. Klamath Falls is still learning what works best for this practice including the best way to name/identify files. Benefits include the mobility of a working environment. Support Staff has access to delete information, PPOs can add documents. Support Staff moves digital files into designated files (i.e. caseloads, abscond files, ICOTS, etc). Some documents can be dragged directly into the files including reports from eCourt, attached documents in an email. There are still some things that need to be printed including documents that clients need to sign. PPOs do not get notification if something is uploaded.

OMS Report Training

Michelle Mooney

There are several reports that can be accessed in OMS (Reports-Community), including many options within the sections: Assessment Reports, Case Plan Reports and Offender Reports. There are also various sorting

capabilities (by caseload, office, etc.). Reports can be printed or saved/emailed. One example: HV Due reports are helpful with the various sorting options and the report includes case and demographic data and the client's picture. In OMS, you are able to select a "homeless" button which can help generate a report for Homeless/Transient clients.

Manual Revisions

Group

The Manual Committee met and revised the charter. Charles sent the revisions to the FAUG group. Examples of revisions include updating the wording in sections of Scope of Authority, Roles and Responsibilities of FAUG Representatives, Membership/Officers and Meetings. Questions about using JII or Offender will be tabled until we hear back from OACCD. The changes were approved and sent to OACCD. Once adapted, Andie will send the revisions to be posted to the website. Going forward, the changes made within the Manual Committee will be presented to FAUG meetings for approval as a standing agenda item. Charles is the current FAUG Manual Chair and Andie, Tina, Angela, Roseanna and Allen and Brad volunteered to also be in the FAUG Manual Committee however, meetings will be opened to everyone.

Meeting Schedule/Location

Group

Lincoln Co: August
Lane Co: back up
Hood River: back up

Clackamas Co: November

There was a question whether Directors will allow more in-person meetings? If Directors want a hybrid option, we would need an OWL/technology. SOON is hesitant because since virtual, attendance has been improved. For FAUG, this meeting (first in-person) was most beneficial since COVID due to input and participation with some inconsistencies with the online attendees. It is important to have productive meetings and robust agendas. These groups are all OACCD Charters.

Roundtable

Group

Freddy: there have been inconsistencies throughout the state regarding cleared some warrants but keeping others active (example: clearing municipal warrants and leaving PPS/BRD warrants active).

Betti: STTL warrants went to Supervisor and he didn't receive anything to notify that he received it. We need to notify Supervisors to complete them since there is not a system notification. This is possibly already on a service request.

Andie: there will be a standing agenda items regarding any email exchanges where the information will need to be recorded in the minutes, especially any decisions made via email. Also, there is an issue with the FAUG distribution list. It is probably a system issue and Michelle will look at this.

Marne: proposing Sanctions/Interventions in DOC to match Administrative Sanction guidelines, will discussed at a future meeting.

NEXT MEETING:
Aug 18th & 19th

Tentative 2022 Schedule:

August 17th & 18th
November 17th & 18th