

**Minutes of the Board of Commissioners
Multnomah Building, Board Room 100
501 SE Hawthorne Blvd., Portland, Oregon
Wednesday, May 19, 2016**

BUDGET WORK SESSION #16

Chair Deborah Kafoury called the meeting to order at 10:07 a.m. with Vice-Chair Loretta Smith and Commissioners Jules Bailey, Judy Shiprack and Diane McKeel present.

Also attending were Jenny Madkour, County Attorney; Lynda Grow, Board Clerk; and Marina Baker, Assistant Board Clerk.

Chair Kafoury: AND NOW WE'RE BACK AGAIN. THAT WAS QUICK. WE HAVE BUDGET WORK SESSION NUMBER 16.

BWS-16: Follow Up - Departments and Special Request Follow Up (if needed). Presenters: Michael Jaspin, Interim Budget Director and County Economist and invited others

Chair Kafoury: WE'RE HAVING A SUB SAFETY BRIEFING. IN PEOPLE WHO ARE UP TO TESTIFY WANT TO COME UP, I WANT TO THANK ALL OF YOU FOR COMING ON SUCH SHORT NOTICE TO TALK ABOUT OUR PUBLIC SAFETY SYSTEM AND OUR PROPOSAL TO REDUCE JAIL USE IN MULTNOMAH COUNTY. WE KNOW THAT JAIL IS ONE OF THE MOST EXPENSIVE OPTIONS IN OUR CRIMINAL JUSTICE SYSTEM AND YET IT OFTEN DOES NOT GET US THE OUTCOMES WE WANT. THOSE BOOK IN ADDITION JAIL ARE DISPROPORTIONATELY PEOPLE OF COLOR AND FAR MORE LIKELY THAN THE GENERAL POPULATION TO SUFFER SERIOUS MENTAL ILLNESS AND SUBSTANCE ABUSE DISORDERS. NOMENT DEFENDANTS RERELEASED WITHIN HOURS OR DAYS, EVEN A RELATIVELY SHORT STAY IN JAIL CAN HAVE NEGATIVE CONSEQUENCES. WE'VE HAD MANY CONVERSATIONS ON THIS TOPIC, AND WE'VE LOOKED AT ALTERNATIVES TO SAFELY REDUCE THE USE OF JAIL BEDS. I KNOW IT HASN'T BEEN AN EASY CONVERSATION AND I VERY MUCH APPRECIATE YOUR CONTINUED WILLINGNESS TO HELP US THINK ABOUT THE BEST WAY TO MOVE FORWARD. TOWARDS THAT END I'D LIKE TO KICK OFF TODAY'S BRIEFING WITH A COUPLE OF QUESTIONS. ONE, WHAT ARE THE SYSTEM CHANGES THAT EACH OF YOUR AGENCIES CAN MAKE THAT WILL RESULT IN IMMEDIATE MID TERM AND LONG-TERM REDUCTIONS IN JAIL USE? AND TWO, WHAT LESSONS FROM THE JUSTICE REINVESTMENT WORK CAN WE APPLY TO OUR CURRENT CONVERSATION ON REDUCING JAIL USE? THANK YOU AGAIN FOR COMING AND WE LOOK FORWARD TO THIS CONVERSATION.

Commissioner Smith: MADAM CHAIR, I WOULD JUST LIKE TO PUT SOME CONTEXT. I ASKED FOR THIS PUBLIC SAFETY MEETING SO I WANT TO THANK YOU ALL FOR COMING. AND BASICALLY, THAT IS A LOT OF INFORMATION THAT WE COULD SPEND THE WHOLE DAY ABOUT, IN THE EXECUTIVE BUDGET, TWO

DORMS ARE SUGGESTED TO BE CLOSED. I NEED TO FIND OUT IF THAT'S POSSIBLE. I THINK WE ALL DO.

Chair Kafoury: LIKE PHIL DONOHOE, WHATEVER HIS NAME WAS, WITH THE MIC THERE.

Scott Taylor: SCOTT TAYLOR, DIRECTOR OF COMMUNITY JUSTICE. FOR THE FIRST QUESTION, IS THIS POSSIBLE? I BELIEVE IT'S A MULTIPHASED OPPORTUNITY. THERE WILL BE AN IMMEDIATE EFFORT AND SO THE FIRST QUESTION IS, CAN WE DO THAT IN A SHORT TERM? AND I THINK WHEN I LOOK AT THIS GROUP, THE DEPARTMENT OF COMMUNITY JUSTICE PROBABLY HAS THE QUICKEST LEVERS TO PULL AS FAR AS HOW WE CAN EFFECT THAT POPULATION. AND THEN I THINK A MORE IN-DEPTH DISCUSSION BY THE WHOLE GROUP YOU SEE IN FRONT OF YOU HERE WITH SOME OTHERS IS WHAT CAN BEGIN TO ADDRESS A LONGER-TERM POPULATION REDUCTION. SO FOR THE DEPARTMENT OF CORRECTIONS, THE THINGS WE'VE TALKED ABOUT AND THE PLANS WE'VE PUT TOGETHER, IF YOU CALL UPON US TO DO THAT, THE FIRST ONE IS THAT WE'VE TALKED BEFORE ABOUT OUR USE OF STRUCTURED SANCTIONS, STRUCTURED SANCTIONS ARE AUTHORITY GIVEN TO PROBATION AND PAROLE OFFICERS TO IMMEDIATELY SANCTION PEOPLE ON SUPERVISION FOR VIOLATIONS OF CONDITIONS OF SUPERVISION. WE HAVE SOME RECENT RESEARCH THAT CONTINUES TO CONFIRM THE IDEA THAT THE SWIFTESS AND CERTAINTY OF THE SANCTION IS MORE IMPORTANT THAN THE LENGTH OF STAY. THESE ARE FOR VIOLATIONS OF THE CONDITIONS THAT WE MANAGE. ON ANY GIVEN DAY WE HAVE ROUGHLY 150 OF THE BEDS IN THE JAIL ARE FOR THESE INDIVIDUALS. THERE'S ANOTHER 200 SOME IMPACTED FOR THE SAME TYPES OF BEHAVIOR BY THE COURT. SO FOR THAT 150 THAT WE HAVE DIRECT SUPERVISION OVER, WE HAVE AN AVERAGE LENGTH OF STAY OF ABOUT 10 DAYS FOR THESE SANCTIONS.

Scott Taylor: AND THESE ARE JUST THE SANCTIONS WE IMPOSE, NOT THE COURT SANCTIONS. AND SO WE BELIEVE FOLLOWING THAT RESEARCH THAT WE CAN REDUCE THAT POPULATION, AND WE CAN REDUCE IT BY SHORTENING THE LENGTH OF STAY FROM THAT 10 DAYS DOWN TO FIVE TO SIX DAYS, AND IMPLEMENTING A VERY SHORT AND SWIFT THREE DAYS ON A VARIETY OF OUR SANCTIONS THAT CURRENTLY HOLD PEOPLE LONGER THAN THAT IN JAIL. AND WE BELIEVE THAT WILL GIVE YOU BETWEEN 50 AND 60 BEDS, IF YOU REMEMBER BACK IN TIME WE DID THIS ONCE BEFORE, WE DID A STUDY OF THE IMPACT, THAT'S WHEN WE REDUCED OUR USE OF THE JAIL BY 150 BEDS A DAY. AND THIS IS A SIMILAR PROCESS. THE SECOND PIECE WOULD BE IN COOPERATION WITH THE PEOPLE YOU SEE SITTING UP HERE, WE ALSO RUN YOUR RECOULD GO NANCE PRETRIAL SUPERVISION ALONG WITH THE SHERIFF, THE CLOSE STREET SUPERVISION.

AND WE BELIEVE THAT THOSE OPPORTUNITIES FOR PEOPLE THAT ARE COMING INTO THE JAIL THAT ARE BEING BROUGHT THERE, WITH SOME

DISCUSSION BY THIS GROUP AND LOOKING AT WHO WE HOLD AND FOR HOW LONG BEFORE THEY APPEAR IN COURT. WE CAN ALSO AFFECT A LARGE NUMBER OF INDIVIDUALS. AND FOR ME, THIS CONVERSATION OPENS UP SIMILAR TO WHAT WE'VE SEEN ON THE STATE LEVEL, OPEN AS DISCUSSION OF HOW WE'RE USING THIS RESOURCE AND WHAT INTERNAL SHIFTS WE CAN MAKE. WE'RE NOT A SYSTEM THAT MOVES WITHOUT CRISIS. WE TEND TO MOVE IN THE SYSTEM WE CURRENTLY HAVE FOR AS LONG AS WE CAN. SO WHEN WE ARE PUT IN THESE SITUATIONS MUCH AS YOU'VE SEEN US DO WITH THE JUSTICE REINVESTMENT, WE GET TOGETHER, WE LOOK AT THE ISSUE, WE LOOK AT WHAT OUR REQUIREMENTS ARE AND FROM THAT WE START FINDING SOLUTIONS. SO I BELIEVE YES, WE CAN HIT A SHORT-TERM REDUCTION, AND I THINK IF WE COME TOGETHER IN A COLLABORATIVE EFFORT WE CAN HIT THE LONGER TARGET.

Commissioner Smith: THANK YOU. YOU CAN CUT 50 TO 60 BEDS BY WHAT DATE? BY JULY 1ST?

Scott Taylor: BY WHEN? [LAUGHTER]

Commissioner Smith: THE BUDGET, IT BEGINS JULY 1ST. AND THEY'RE SCHEDULED TO -- I'M TRYING TO FIGURE OUT WHEN YOU'RE GOING TO BE ABLE TO DO THAT.

Scott Taylor: THE 150 BEDS TURN OVER AT ROUGHLY 10 DAYS, SO ONCE IT TAKES ME OPERATIONAL TIME TO MAKE SURE THE POLICY GETS OUT, SO I WOULD SAY IF I KNEW THIS WAS THE ORDER BY JULY 1ST OR THE MIDDLE OF JULY, WE COULD BE HITTING THAT REDUCTION.

Commissioner Smith: YOU KNOW THERE'S TWO OR THREE DIFFERENT PROPOSALS IN THE TABLE, ONE IS TO CONTINUE WITH THE JAILS OPENING AT FULL CAPACITY UNTIL DECEMBER FROM JULY 1ST TO DECEMBER AND PUT THE OTHER SIX MONTHS INTO CONTINGENCY? MY CONCERN IS THAT IF WE CUT THE JAILS JULY 1ST, WE HAVE 1300 INMATES THAT WE'RE GOING TO HAVE TO DO EMERGENCY RELEASE. AND IF YOU CAN'T GET THESE 50 TO 60 JAIL BEDS DONE BY JULY 1ST, THAT WE'RE GOING TO HAVE A COUPLE DIFFERENT OPTIONS AT OUR HANDS.

Scott Taylor: I WOULD LOVE TO HAVE UNTIL SEPTEMBER 1ST. AND I BELIEVE IF YOU PUT IT IN CONTINGENCY AND WE WERE NOT ABLE TO DELIVER, YOU'D HAVE THE ABILITY TO KEEP --

Commissioner Smith: WITH YOUR NEW MECHANISM OF CUTTING THE TIMES IN HALF, THIS IS FOR THE LOW LEVEL FOLKS WHO ARE IN YOUR BOOKS?

Scott Taylor: YES.

Commissioner Smith: SO YOU'RE SAYING 50 TO 60 BY SEPTEMBER 1ST.

Scott Taylor: YES.

Commissioner Smith: OKAY. THANK YOU.

Nan Waller: GOOD MORNING, NAN WALLER, PRESIDING JUDGE IN MULTNOMAH COUNTY. YOU ASKED WHAT LESSONS WE'VE LEARNED FROM JUSTICE REINVESTMENT. ONE OF THE BIGGEST LESSONS WE HAVE LEARNED IS THAT WE CAN DO PRETTY GREAT THINGS WHEN WE WORK TOGETHER. AND WE HAVE A STRONG RECORD OF WORKING COLLABORATIVELY ACROSS ALL OF THE PARTNERS OF THE PUBLIC SAFETY SYSTEM TO ACCOMPLISH AN END WITH JUSTICE REINVESTMENT, IT WAS REDUCING THE NUMBER OF PRISON BEDS, WE HAVE BEEN SUCCESSFUL. I BELIEVE THAT WE CAN APPLY THE SAME KIND OF COLLABORATIVE SOLUTION PLANNING FOR HOW WE DEAL WITH JAILS. IMMEDIATELY THERE'S SOME THINGS THE COURT CAN DO. THERE ARE A WHOLE SERIES OF PRESIDING JUDGE ORDERS THAT REQUIRE THAT PEOPLE WHO ARE BROUGHT INTO THE JAIL BE HELD UNTIL THE NEXT JUDICIAL DAY AND BE NOT BE RELEASED UNTIL THEY SEE A JUDGE.

Nan Waller: WE HAVE THE COMMITMENTS ACROSS THE SYSTEMS TO AGAIN LOOK AT THOSE PRESIDING JUDGE ORDERS TO SEE IF THERE ARE GROUPS OF PEOPLE OR MODIFICATIONS THAT CAN OCCUR SO THAT PEOPLE CAN BE RELEASED BASED UPON THE PRETRIAL RELEASE CRITERIA. AND I THINK WE CAN COULD THAT WITHOUT COMPROMISING PUBLIC SAFETY IN ANY WAY. WHEN WE LOOKED WE SAW THAT LARGE NUMBERS OF PEOPLE WERE BEING HELD AND THEN RELEASED WHEN THEY WERE IN FRONT OF A JUDGE, WHICH MEANS WE CAN PUSH BACK THAT RELEASE PLANNING, ONE OF THE THINGS THAT WE HAVE BEEN TALKING ABOUT IS HOW WE MAKE SURE THAT IN TERMS OF NOTIFICATION TO VICTIMS, AND WE THINK WE HAVE POTENTIAL SOLUTIONS THAT WE CAN CONTINUE TO TALK ABOUT, WITH THE DISTRICT ATTORNEY'S OFFICE TO MAKE SURE THE VICTIM PLANNING CAN OCCUR PRIOR TO RELEASE BUT NOT HOLDING PEOPLE UNTIL THE NEXT JUDICIAL DATE. SO WE'RE GOING TO QUICKLY EXPLORE THAT. WE ALSO KNOW THAT THERE -- WE HAVE A LARGE NUMBER OF PROBATIONERS WHO ARE ON BENCH PROBATION. PROBATION TO THE COURT, THEY DON'T HAVE A PROBATION OFFICER. IN THE SHORT TERM, WE ARE LOOKING AT EDUCATION FOR JUDGES AS TO HOW EFFECTIVE DIFFERENT LENGTHS OF TIME IN CUSTODY R JUDGES DON'T HAVE A LOT OF TOOLS UNTIL THEIR TOOLBOX FOR PROBATION VIOLATIONS, SO JAIL IS THE MOST -- IT'S THE TOOL WE HAVE. AND DO WE -- ARE WE USING THAT MOST EFFECTIVELY?

Nan Waller: IN THE LONGER TERM WE'VE BEGUN DISCUSSIONS WITH THE DEPARTMENT OF COMMUNITY JUSTICE, WE WOULD LOVE TO BE IN A POSITION TO RETURN ALL PROBATION TO SOME LEVEL OF SUPERVISED PROBATION DEPENDING UPON THE RISK LEVEL OF THE INDIVIDUAL BECAUSE WE THINK IN

THE LONG TERM THERE'S FAR MORE EFFECTIVE SUPERVISION WHEN DCJ IS IN CHARGE THAN WHEN OUR JUDICIAL ASSISTANTS ARE IN CHARGE OF SUPERVISION. THEY'RE NOT TRAINED TO SUPERVISE PROBATIONERS AND WE THINK THAT WILL REDUCE THE JAIL TIME USED BECAUSE DCJ HAS A BETTER ABILITY AND MORE TOOLS IN THEIR TOOLBOX TO HOLD PEOPLE ACCOUNTABLE AND MAKE SURE THEY ARE COMPLYING WITH PROBATION. SO WE THINK THOSE -- WE ARE VERY SUPPORTIVE OF THE DISCUSSION THAT IS BEGUN ABOUT A MULTNOMAH COUNTY PORTLAND MODEL OF THE LEED PROGRAM OUT OF SEATTLE, WE THINK THAT WILL EFFECTIVELY HELP REDUCE THE NUMBERS OF PEOPLE WHO ARE GOING TO JAIL IN THE FIRST INSTANCE, AND WE ARE ABSOLUTELY SUPPORTIVE OF ANYTHING THAT CAN SCREEN PEOPLE OUT OF JAIL WHO ARE FACING MENTAL ILLNESS. THIS HAS BEEN FOR JUDGE JONES AND IT'S THE TASK HE'S TAKEN ON WITH GREAT PASSION, L

Nan Waller: LOOKING AT HOW LONG PEOPLE ARE BEING HELD IN JAIL WHEN THEY ARE AWAITING TRANSPORT UNABLE TO AID AND ASSIST, WHETHER WE CAN DO MORE EFFECTIVE TREAT UNTIL FIT IN THE COMMUNITY FOR SOME PORTION OF THE POPULATION, WE HAVE A LOT OF PEOPLE WHO ARE ON CHARGE THE WITH MISDEMEANORS, WHO ARE SPENDING A GREAT DEAL OF JAIL CUMULATIVELY IN THE AID AND ASSIST PROCESS. AND IS THERE A BETTER WAY FOR US TO BE HANDLING THAT POPULATION. WE HOPE THE UNITY CENTER WILL PROVIDE SOME RELIEF TO THE JAIL, IN TERMS OF PEOPLE WHO ARE MENTALLY ILL AND NEED TO BE IN A MORE THERAPEUTIC SETTING THAN A JAIL SETTING, AND WE'RE FULLY SUPPORTIVE OF THE DISCUSSION THAT HAS BEGUN ABOUT HOW DO WE SCREEN OUT PEOPLE FROM COMING TO JAIL INITIALLY WHO HAVE REALLY SIGNIFICANT MENTAL HEALTH ISSUES, AND THAT'S THE PRESENTING ISSUE. THANK YOU.

Chair Kafoury: THANK YOU.

Rod Underhill: GOOD MORNING CHAIR KAFOURY AND COUNTY COMMISSIONERS. ROD UNDERHILL, YOUR DISTRICT ATTORNEY HERE IN MULTNOMAH COUNTY. SO I'LL BEGIN WITH LOOKING AT WHAT CAN WE LEARN FROM THE JRI EXPERIENCE. I THINK WE CAN LEARN SEVERAL THINGS. ONE OF THE THINGS SIMPLY PUT, REMEMBERING WHAT JRI AT ITS VERY CORE WAS, AND THAT WAS AS IT APPLIES TO HERE SAFELY REDUCE THE USE OF MULTNOMAH COUNTY JAIL AND REINVEST THOSE SAVINGS INTO SERVICES FOR THE OFFENDER POPULATION AND VICTIMS. AND SO WHEN WE TEASE THOSE APART, WHAT DOES THAT LOOK LIKE AND WHAT I DID LEARN FROM THE EXPERIENCE WORKING I THINK VERY, VERY POINTEDLY AND HARD ON THE 3194? AND ONE OF THOSE WAS HAD THESE CONVERSATIONS OUT LOUD ABOUT EXPECTATIONS AND SUCH. FOR EXAMPLE, RELATIVE TO THE NEGOTIATION OF 3194, THERE WAS UP FRONT START-UP MONEY RELATIVE TO THAT PROGRAM, IF YOU ALL REMEMBER.

SO THE SIGNING OF THE BILL HAPPENED ON OR AROUND JUNE OF 2013, THIS COMMUNITY RECEIVED 3.165 MILLION DOLLARS, THE LOBBY CAME -- THE LAW BECAME EFFECTIVE AUGUST 1ST, SHORTLY THEREAFTER WE RECEIVED CALL IT START-UP MONEY TO BEGIN OUR PROGRAM. SO THERE WAS A FRONTING OF SOME SERVICE-BASED MONEY, CALL IT SEED MONEY, TO GET US GOING. AND THAT ALLOWED THIS COMMUNITY TO BEGIN IN EARNEST THE START-UP OF THE MCJRP PROGRAM THAT JUDGE WALLER AND SCOTT HAVE TOUCHED ON. SO THAT'S SOMETHING I LEARNED THAT BECAME EXTREMELY VALUABLE, WAS PART OF THE CONCEPT OF NEGOTIATION, AND ALSO MADE GOOD SENSE. YOU GOT TO SPEND THE DIME TO SAVE A DOLLAR. AND SO THAT WAS PART OF THAT. THAT ASSESSMENT. THE OTHER LESSON TO BE LEARNED IS, YOU'LL REMEMBER ALL OF US DO, THAT THIS COMMUNITY, I SHOULD SAY THIS STATE SAVED IN THE BIENNIUM WE'RE IN, BY ESTIMATES FROM CJC, CRIMINAL JUSTICE COMMISSION, \$53 MILLION IN THE BIENNIUM WE'RE IN. THE STATE SAVED THAT AMOUNT RELATIVE TO AVOIDED DOC COSTS. BUT YOU'LL ALSO RECALL WE STRUGGLED MIGHTILY TO HAVE THAT RETURN ON THAT INVESTMENT.

Rod Underhill: AND YOU'LL ALSO RECALL IT BEGAN WITH AN OFFER IF YOU WILL OF \$20 MILLION TO THE STATE, AND WE FOUGHT AND MANY MEMBERS I'M LOOKING AT FOUGHT LONG AND HARD IN TESTIMONY IN SALEM AND SUCH, TO BRING THAT DOLLAR FIGURE UP TO WHERE IT LANDED WHICH WAS CLOSER TO 40 MILLION, SPECIFICALLY 38 MILLION THAT HAS BEEN DISPERSED AROUND THE STATE. WE HAVE BEEN THE RECIPIENTS OF 8.1 MILLION IN THE BIENNIUM THAT WE'RE CURRENTLY IN. SO PART OF THAT LESSON WAS TO REALLY HAVE HARD TALKS ABOUT IF WE SAVE A DOLLAR WILL THAT DOLLAR OR WILL IT BE A PERCENTAGE THAT GETS REINVESTED BACK INTO THE PUBLIC SAFETY SYSTEM. I WOULD ENCOURAGE AND I THINK IT'S GOOD POLICY AND A STRONG MOTIVATOR THAT IF WE SAVE A DOLLAR ON JAIL, THAT THAT DOLLAR NOT A PERCENTAGE OF IT, BE TURNED BACK AROUND AND PUT BACK INTO THE PUBLIC SAFETY SYSTEM AS IT RELATES TO SERVICES FOR OFFENDERS AND SERVICES FOR VICTIMS AND MAKING SURE WE ARE ABLE TO RUN THE PROGRAMS FOR WHICH WE ENDEAVOR AND ENBARK UPON TO WORK ON.

THOSE ARE A COUPLE OF QUICK MESSAGES AND LESSONS I LEARNED THAT ONE WAS THE FIRST EXAMPLE WAS GREAT IDEA, GREAT MODEL, OTHER IS LESSON LEARNED FOR US TO TALK ABOUT OUT LOUD AS WE EMBARK ON ATTEMPTING TO LOOK AT CREATIVE AND SAFE WAYS TO REDUCE OUR RELIANCE ON LOCAL JAIL. SO WHAT ARE SOME TANGIBLE EXAMPLES OF WHAT MY OFFICE SUPPORTS, WILLING TO DO, ALREADY STARTED WORK ON? IT'S BEEN TOUCHED ON ALREADY SPECIFICALLY BY JUDGE WALLER, BUT I'VE GIVE A LITTLE MORE MEAT ON THE BONE, EVEN THOUGH I PRESENTED TO THIS GROUP ON THE NOTION OF A LEED PROGRAM, THE ACRONYM CURRENTLY DEVELOPED HERE IN A LOCAL CHAPTER, SUBJECT TO CHANGE AND MODIFICATION HAS BEEN HARD. THAT LEED PROGRAM ACCOMPLISHES

SEVERAL IMPORTANT THINGS. ONE, IT WILL REDUCE OUR USE OF LOCAL JAILS BECAUSE IT EFFECTIVELY IS AVOIDING THE TAKING OF THE PERSON WHO'S BEEN ARRESTED OF A CRIME IN OUR COMMUNITY TO JAIL. AND INSTEAD NOT HAVING THAT EVENT OCCUR AND INSTEAD LOOKING AT AN ALTERNATIVE THAT IS DEEPLY SERVICE-BASED. CASE MANAGER AND BEHIND THE CASE MANAGER SERVICES FOR THOSE OFFENDERS. THE POPULATION THAT THIS COMMUNITY CAN LOOK AT, IT'S MOVED AROUND A LITTLE BIT, AND IT'S SUBJECT TO A LOT OF GOOD CONVERSATIONS AND GOOD INSIGHT, THE LEAD PROGRAM UP IN SEATTLE AS YOU'LL RECALL, POSSESSION OF A CONTROLLED SUBSTANCE BASED, A VERY SMALL SLIVER OF DELIVERY, THOSE PEOPLE WHO ARE ADDICTED AND ONLY DEALING IN ORDER TO SATISFY THE HAND-TO-MOUTH NATURE SOMETIMES OF ADDICTION, SO THAT A LOW-LEVEL DEALER COMPONENT, AND ALSO FOR THEM PROSTITUTION. I THINK THIS COMMUNITY KNOWS RELATIVE TO PROSTITUTION CONVERSATION, WE'VE GOT EXISTING GOOD POLICIES AND PRACTICES AND DIVERSION OPPORTUNITIES THERE. SO WE'VE CHOSEN, AND I THINK WISELY, CURRENTLY TO SET THAT PART OF IT ASIDE AND MORE DEEPLY FOCUS ON THE POSSESSION OF A CONTROLLED SUBSTANCE, A CONSIDERATION OF SHOULD WE LOOK AT THOSE VERY -- THOSE LOW LEVEL DEALER AMOUNTS AND I THINK THE ANSWER IS YES, I'M VERY INTERESTED IN LOOKING AT BOTH OF THOSE THINGS.

Nan Waller: IN ADDITION, THERE'S BEEN SOME DIALOGUE ABOUT INCLUDING SOME ARRAY OF OFFENSES THAT SOMETIMES WE ENCOUNTER WITH RESPECT TO PEOPLE WHO ARE HOMELESS OR HOUSELESS. AND CAN WE, IS THIS AN OPPORTUNITY TO TAKE ADVANTAGE OF RELATIVE TO PEOPLE WHO GET ARRESTED, AND THAT FORUM TO OFFER SERVICES. AND I THINK IT'S A CONTINUING CONVERSATION THAT WE OUGHT TO HAVE. I'M WILLING TO HAVE IT, BUT UNDERSTANDING THAT IT IS A MODIFICATION TO THE LEAD PROGRAM UP IN THE SEATTLE AREA. THAT BEING SAID, WE KNOW THAT BETWEEN 80 AND 85 PERCENT OF THE LEAD PARTICIPANTS ARE ALSO HOMELESS. SO WE ARE TALKING ABOUT AN OVERLAP OF THAT POPULATION. SO WE'RE GOING TO REDUCE OUR RELIANCE ON JAIL BEDS BY VIRTUE OF THAT PROGRAM, AND THAT IS A GOOD THING. ANOTHER VERY GOOD THING ABOUT IT IS, IT WILL ALSO HAVE A VERY POSITIVE IMPACT ON THE RED CONVERSATION, THE RACIAL EXPETH 96 DISPARITY. FROM A DATA STANDPOINT, I DON'T HAVE A STRONG COMMAND BECAUSE WE'RE STILL, STILL WORKING ON TEASING OUT THE NUMBERS, BUT EVERYTHING HAS TOLD US HISTORICALLY THAT THERE IS AN EXTREMELY HIGH RRI INDEX. RELATIVE RATE INDEX. AS IT RELATES TO POSSESSION OF CONTROLLED SUBSTANCE, BOTH IN OUR COMMUNITY AND AS IT RELATES TO THE LEAD PROGRAM IN SEATTLE.

LOOKING AT THE STATISTICS, FROM THE LEAD PROGRAM AND THE DEMOGRAPHICS WITHIN THOSE STATISTICS, I DON'T WANT TO GET THIS WRONG, PAPERWORK IS HERE, BUT BY MEMORY, I THINK I'M ACCURATE IN TELLING YOU 58% OF THE PARTICIPANTS IN THE SEATTLE LEAD PROGRAM

WERE INDIVIDUALS OF COLOR AND SPECIFICALLY AFRICAN-AMERICAN. I JUST WOULDN'T BE SURPRISED IF WE'RE GOING TO SEE SOME OF THE SIMILAR IF NOT SAME DEMOGRAPHICS. THAT'S YET TO BE FURTHER STUDY AND TEASED OUT. BUT I THINK WE CAN SUMMARIZE BY SAYING IT IS SIGNIFICANT, AND THIS IS A POSITIVE WAY TO ADDRESS BOTH THE JAIL IMPACT, BUT ALSO LOOK AT THE IMPACTS AS IT RELATES TO RACIAL AND ETHNIC DISPARITY AND OFFER SERVICES RATHER THAN JAIL BARS TO PEOPLE WHO ARE IN ADDICTION SCENARIOS. SO MY OFFICE HAS PREPARED -- IN MY POSSESSION IS AN EIGHT-PAGE DOCUMENT SUPPORTING -- WE'VE TAKEN THE LEAD, NO PUN INTENDED, ON TAKING A STEP FORWARD IN THIS AREA. WE'VE BEEN WORKING WITH AND I THINK I'VE HAD CONVERSATION WAS EVERYBODY THAT I'M LOOKING AT IN TALKING TO, AND I KNOW PHILOSOPHICALLY THIS IS A DIRECTION THIS COMMUNITY SERIOUSLY WANTS TO HAVE CONVERSATIONS ABOUT, AND MAYBE SEE IF WE CAN PULL OFF, AND IN CONCERT WITH CONVERSATIONS WITH OTHER PARTNERS, THE CITY OF PORTLAND AND OTHERS. SO I ENCOURAGE US TO CONTINUE VERY HARD TO WORK IN THAT AREA, BECAUSE IT WILL ACCOMPLISH TWO VERY IMPORTANT MILE MARKERS FOR ALL OF US. NOW, BEYOND THAT --

Chair Kafoury: CAN I ASK YOU A QUESTION ABOUT THAT? I APPRECIATE YOU BRINGING THE LEAD PROGRAM FORWARD AS AN OPTION, AND YOU'RE WILLINGNESS TO REALLY GET INTO THE DETAILS, I THINK IT'S A GREAT IDEA. AND I WANT TO ASK YOU A QUESTION, YOU TALKED EARLIER ABOUT THAT DOLLARS BEING SAVED SHOULD GO TO PUBLIC SAFETY RELATED. WOULD YOU CONSIDER THE LEAD PROGRAM TO BE A PUBLIC SAFETY SAFETY-RELATED FUNCTION?

Rod Underhill: : YES.

Chair Kafoury: GREAT. THANK YOU.

Rod Underhill: OTHER TANGIBLE IDEAS TO EXPLORE, ONE IS, THIS WAS TOUCHED ON BY JUDGE WALLER RELATIVE TO THE TRANSFERENCE OF BENCH AND FORMER PROBATION AND ALSO THIS INTERSECTION OF RECOG AND WHAT HAPPENS AT THAT EVENT. THIS COMMUNITY, ALL OF US AT THE TABLE KNOW THAT A TREMENDOUS NUMBER OF INDIVIDUALS WILL BE BROUGHT TO JAIL, THEY'LL BE GIVEN A RECOG ASSESSMENT, AND MANY WILL BE MOVED AWAY FROM THE JAIL PIPELINE AT THAT POINT, BUT MANY WILL BE INSERTED. HOW CAN WE SAFELY REDUCE THOSE THAT ARE FURTHER PLACED INTO JAIL AND ONE COMPLIMENT TO WHAT WE ALREADY HAVE IS A COMPONENT DEALING WITH VICTIM ADVOCACY. WHAT DOES NOT EXIST IN OUR SYSTEM TODAY IS THAT THAT RECOG POINT, WE HAVE VERY CAPABLE THOROUGH ADVOCATES FOR DOING THE FUNCTION OF THE COURT AT THEIR DIRECTION, WHAT WE DON'T HAVE IS AN ADVOCATE WHO CAN CALL LITERALLY PHONE THE VICTIM OF AN OFFENSE AND TALK TO THEM ABOUT SAFETY PLANNING.

TALK TO THEM ABOUT, WE'RE EXPLORING AT THE DIRECTION OF COURT AUTHORITY, WHETHER TO CONTINUE TO INSERT THIS OFFENDER, WHO BURGLARIZED YOUR HOME OR ENGAGED IN A DOMESTIC VIOLENCE ACT, OR ANY NUMBER OF THINGS, WE'RE ASSESSING WHAT THE NEXT SMARTEST, BEST STEP IS, AND WE NEED TO TAKE INTO ACCOUNT YOU AS THE VICTIM AND YOUR ASSESSMENT OF THE SITUATION AND CAN WE SAFELY ENGAGE IN A CONVERSATION WHERE WE PLAN FOR YOUR SAFETY AND CONSIDER NOT NECESSARILY INSERTING THIS PERSON DEEPER INTO THE JAIL SYSTEM. THERE ARE GOING TO BE MANY INSTANCES WHERE A SAFETY PLAN FOR A VICTIM WILL WORK OUT TO THEIR SATISFACTION AND WILL BE MEANINGFUL AND REAL, AND WITH THE ASSISTANCE OF EXPERTS CAN BE DONE. THAT WILL ALLOW US TO LOOK AT ALTERNATIVES TO DEEPER INSERTION INTO JAIL. TODAY LITERALLY TODAY, THE VICTIMS OF CRIME ACT, VOCA, HAS A STATEWIDE COMPETITIVE GRANT. . AVAILABLE FOR COMMUNITIES. THAT STATEWIDE COMPETITIVE GRANT, A LITTLE MORE DETAIL, VOCA MONEY IS FEDERAL-BASED MONEY,

Rod Underhill: MUCH -- SEVERAL MILLIONS OF DOLLARS HAVE BEEN SENT TO THE STATE OF OREGON, AND RIGHT NOW WE'RE IN THE MIDST OF AN OPEN COMPETITIVE GRANT THAT LOOKS AT ADVOCACY FOR VICTIMS. IS THIS AN AREA, IS THIS THE TIME FOR THIS COMMUNITY TO CONSIDER APPLYING TO WHAT WOULD BE OREGON DOJ, AND THEIR VICTIMS SERVICES COMPONENT, AND COMPETE FOR, IS THIS A GREAT IDEA, THAT WE WANT TO PURSUE AND SEE IF WE CAN GET VOCA MONEY TO DO THIS FUNCTION. AS YOU CAN TELL, I THINK IT MIGHT BE THE PERFECT TIME FOR US TO CONSIDER THAT. SO THAT'S WHAT I HOPE TO BE A SECOND HARD IDEA THAT WE CAN CONTINUE TO GET TO WORK ON TO HELP REDUCE JAIL BEDS. OTHERS HAVE BEEN TOUCHED ON, SO I'M GOING TO SPEED UP A LITTLE BIT AS IT RELATES TO THESE NEXT FEW, BUT ENCOURAGE US TO LOOK CLOSELY AT THE NOTION OF BENCH PROBATION VERSUS FORMAL PROBATION. THE NOTION, AND SCOTT SAID IT EARLIER, MR. TAYLOR SAID IT EARLIER, SWIFT CERTAIN SANCTIONS AS OPPOSED TO THE LENGTH OF STAY IS A VERY SOLID PURSUIT IN MANY IF NOT MOST INSTANCES.

ARE WE USING SWIFT AND CERTAIN SANCTIONS AS IT RELATES TO HOW WE ADDRESS BENCH PROBATION VIOLATIONS AND THE ANSWER IS I DON'T THINK WE ARE. I SEE SOME HEAD SHAKES TO MY LEFT BY JUDGE WALLER SO I THINK WHAT I SAID IS RIGHT. CERTAINLY I THINK WE WOULD AGREE WE COULD DO BETTER IN THAT AREA. SO THAT'S A DEEPER DIVE THAT NEEDS TO OCCUR, IS TO MOVE AWAY FROM THE DEEP, DEEP PRACTICE OF BENCH PROBATION AND INSTEAD LOOK MORE THOROUGHLY AT FORMAL PROBATION IN THESE AREAS. THEY WILL REDUCE -- THEY WILL REDUCE OUR RELIANCE ON JAIL BEDS AS IT RELATES TO MISDEMEANANT OFFENDERS. SERIOUS CONSIDERATIONS ABOUT INCREASING THE RESOURCES AVAILABLE TO PROGRAMS SUCH AS CSS, AND PSP. BOTH OF THOSE PROGRAMS ARE PRETRIAL SUPERVISION-

BASED PROGRAMS. I THINK WE CAN TAKE A DEEPER LOOK AT INCREASING THE CAPACITY AND USAGE OF THOSE PROGRAMS AND MORE OFFENDERS CAN BE PLACED SAFELY ON THOSE PROGRAMS INSTEAD OF NECESSARILY TAKING UP JAIL SPACE FOR US. AND FINALLY IT'S BEEN TOUCHED ON AS WELL, AND THAT IS A DEEPER DIVE AT THE INDIVIDUALS IMPACTED BY MENTAL HEALTH ISSUES, HOW LONG -- FIRST, SHOULD THEY BE IN OUR JAIL AT ALL, AND CAN WE BENEFIT FROM FRONT IN AT THAT RECOG SCENARIO ASSESSMENTS I KNOW THAT'S BEEN A TOPIC OF DIALOGUE, WE NEED THE UNITY CENTER TO BE UP AND RUNNING TO HAVE A VIABLE ALTERNATIVE TO JAIL, AND SOME OTHER THINGS THAT ARE, AGAIN, SAFELY CAN BE AT AN ALTERNATIVE TO JAIL. I SUPPORT THOSE, BUT ALSO THOSE INDIVIDUALS WHO DO GET IN FACT LODGED INTO JAIL, AND THE EFFICIENCY AND THE EFFICACY AND THE COMPASSIONATE WAY OR NOT THAT WE'RE ADDRESSING INDIVIDUALS OF MENTAL HEALTH CONCERNS. CERTAINLY THERE ARE THOSE OFFENDERS IN MY OFFICE AND I PERSONALLY HAVE DEALT WITH OFFENDERS WHO HAVE DONE SUCH THINGS AS HOMICIDE AND SUCH, AND I THINK WE ALL WOULD AGREE THAT'S IN ANOTHER CATEGORY.

Rod Underhill: FOR THE MOST OF US, WE'RE TALKING ABOUT INDIVIDUAL WHO'S ARE CHARGED WITH THOSE MISDEMEANOR OFFENSES, LOW-LEVEL FELONIES THAT ARE DEEPLY IMPACTED BY MENTAL HEALTH AND CAN WE COME UP WITH BETTER IDEAS AND BETTER EFFICIENCIES, AND I THINK THE ANSWER IS YES, AND EVERYBODY HERE I BELIEVE IS COMMITTED TO REALLY DOING A DEEP DIVE THERE. SO HOW DOES THIS TRANSLATE INTO MY THOUGHTS ON WHAT SHOULD BE DONE WITH THE CLOSURE OF TWO CONVERSATIONS SURROUNDING THE CLOSURE OF TWO PODS? IN CONVERSATIONS WITH EACH OF YOU IT WAS SUGGESTED, COMMISSIONER MCKEEL, I HEARD IT FIRST FROM YOU, THIS NOTION OF TIERING.

IT WAS A -- SIMPLY PUT I LIKE THE CONCEPT, BUT I'VE ADDED IN MY OWN MIND A LITTLE MORE COMPLEXITY TO THAT NOTION, BUT IT DOES DEAL WITH INSTEAD OF CLOSING TWO DORMS, FOR EXAMPLE, ON A SPECIFIC DATE, THAT DATE, FOR EXAMPLE, BEING JULY 1ST, INSTEAD IT'S, LET'S LOOK AT A TIERING SCENARIO, WHETHER THAT TIERING SCENARIO IS AT THREE MONTHS, SIX MONTHS, NINE-MONTH INCREMENT OF TIERING, THERE'S A DIFFERENCE BETWEEN CLOSING ONE DORM VERSUS TWO, THERE CAN BE HYDRAULICS AND TIERING THAT WE LOOK AT. WITHIN THAT TIERING SCENARIO, IT'S A SIGNING -- IT'S ASSIGNING OBLIGATIONS OR MILE MARKERS OR WHATEVER YOU WOULD LIKE TO CALL IT, BUT BEFORE WE CLOSE A DORM, HAVE WE DONE SOME OF THESE OTHER THINGS? KEEP OUR COLLECTIVE FEET TO THE FIRE THAT HAS US WRITING DOWN IS THE LEAD PROGRAM IN PLACE, AND HAVE WE PUSHED EACH OTHER TO WITH URGENCY BUT ALSO DEDICATION TO GETTING IT DONE AND GET CAN IT DONE RIGHT.

IS THAT IN PLACE ENOUGH WE'RE COMFORTABLE AND IT IS RELATING TO TANGIBLE JAIL BED REDUCTIONS. IF THE ANSWERS ARE YES, THAT'S A MILE

MARKER TO CHECK THAT BOX. ANOTHER IS THIS NOTION OF DO PEOPLE LIKE THIS VICTIM ADVOCACY. AND CAN THAT BE COMPONENT, AND SAFETY PLAN AND DOES THAT -- DO WE HAVE THAT IN PLACE, DOES THAT REDUCE JAIL BEDS? THESE OTHER MILE MARKERS, FOR EXAMPLE F. THIS BOARD SELECTS, I'LL SAY SIX MONTHS FROM NOW, SOMEBODY MENTIONED DECEMBER, IF WE'RE BACK BEFORE YOU ON DECEMBER, AND WE'VE CHECKED POSITIVE BOXES IN MEETING OUR MILE MARKER OBLIGATIONS, AND WE'RE SEEING ACTUAL NUMBERS AND REDUCTION OF OUR RELIANCE, BOY, DOESN'T IT MAKE IT EASIER FOR US TO THEN SAY THIS IS THE TIME FOR US TO CLOSE THAT DORM. BUT IT KEEPS OUR FEET TO THE FIRE, IT HAS TANGIBLE GOALS, IF YOU WILL, FOR LACK OF A BERT PHRASE, MAYBE, OF GETTING THIS DONE.

Chair Kafoury: IF CAN I FOLLOW UP ON THAT? WE'VE HAD CONVERSATIONS ABOUT HOW YOU ACTUALLY CAN DETERMINE WHEN AND WHERE IT'S NECESSARY, AND I THINK ONE OF THE -- WE TALKED ABOUT THIS, THERE'S A DIFFERENCE BETWEEN SAYING ON SEPTEMBER 30TH OR DECEMBER 1ST OR WHATEVER, ONE DORM WILL CLOSE, AND EXPECTING THAT THE BEDS WILL JUST BE EMPTY AND WE'LL HAVE A REASON TO CLOSE. AND WHAT I UNDERSTOOD YOU WERE SAYING IS, THERE WON'T ACTUALLY BE NECESSARILY EMPTY BEDS, BUT YOU WILL BE ABLE TO SHOW, WE WILL BE ABLE TO SHOW FROM OUR WORK FROM ALL THESE THINGS WE'VE TALKED ABOUT THAT FEWER PEOPLE HAVE GONE TO JAIL. CAN YOU CLARIFY THAT?

Rod Underhill: YES, ABSOLUTELY. WE HAVE TALKED ABOUT THAT. THAT'S AN IMPORTANT ASPECT OF THIS CONVERSATION. I THINK USING -- NOW, WE ARE STRAINED IN OUR USE OF OUR DATA RESOURCES. WE'VE GOT THEM DOING 100 THINGS, AND SO EVERY TIME WE COME UP WITH IDEAS, ASK THEM TO DO MORE, I RECOGNIZE WHAT WE'RE -- BUT HERE'S AN AREA I THINK WHAT WE WOULD NEED TO DO OR SHOULD CONSIDER DOING IS ESTABLISHING OUR BASELINE OF WHERE ARE WE TODAY? WHERE HAVE WE BEEN IN THE LAST YEAR, AND HAVING IT -- WE COULD THIS IN THE MCJRP PROGRAM, SO I CUT AND PASTE A LITTLE BIT OF THAT. WHEN -- THE PROGRAM LOOKS AT OUR EFFICACY, RIGHT, HOW MANY PEOPLE ARE WE NOT SENDING TO PRISON, FOR EXAMPLE,

SO YOU COME UP WITH A BASELINE. WHAT DID IT LOOK LIKE IN A CERTAIN YEAR AT A CERTAIN TIME, AND THEN WHAT DOES IT LOOK LIKE NOW? AND ARE WE DOING THINGS DIFFERENT THAT ARE REDUCING OUR RELIANCE? SO THAT JUST TAKES GOOD OLD FASHIONED REALLY SMART PEOPLE WHO KNOW HOW TO CALCULATE THAT AND GIVE US OUR BASELINE OF OUR JAIL INSTEAD OF DOC PRISON, NOW WE'RE TALKING ABOUT JAIL, SO JRI MODEL. AND IT'S COMING UP WITH, WHAT DO WE USE IN OUR JAIL BEDS ON RIGHT NOW, A DEEPER DIVE, WE ALREADY DO THAT, BUT A DEEP, DEEP DIVE, AND THEN WE TEASE OUT AS 3194 DOES, THESE SPECIFIC CALL THEM OFFENSE CATEGORIES OR AREAS WE'VE BEEN TALKING ABOUT SO FAR, AND IT'S, FOR EXAMPLE, IN THE AREA OF PCS, I'LL PICK THAT AS IT RELATES TO THE LEAD

PROGRAM. LET'S JUST SAY THAT TODAY WE'RE USING, I'M GOING TO PICK A WILD NUMBER BY WAY OF EXAMPLE, 10,000 JAIL BED DAYS A YEAR. AS WE MOVE INTO USING THE LEAD PROGRAM, WE SEE THAT WE'RE USING 7500 JAIL BEDS. WE KNOW THAT WE'VE REDUCED OUR RELIANCE AND USE OF JAIL BEDS AS IT RELATES TO PCSS, BECAUSE OF THE LEAD PROGRAM, BY 2500 JAIL BED DAYS A YEAR. THAT'S THE TANGIBLE WAY, RATHER THAN LOOKING AROUND THE COTS, AND SEEING IF THAT ONE IS EMPTY OR IS THAT ONE NOT. IT'S MUCH TOO COMPLEX AFTER CONVERSATION, BUT WE NEED TO LOOK AT BASELINE RELIANCE, WE NEED TO WEAVE IN THE TWO A LITTLE BIT OF CRIME RATES AND SUCH, BECAUSE THERE ARE OTHER VARIABLES THAT COULD HAVE THINGS TICKING UP AND TICKING DOWN, BUT WE NEED TO WISELY LET PEOPLE WHO ARE RESEARCH DATABASE ANALYST HELP US UNDERSTAND, HAVE THESE PROGRAMS REDUCED OUR RELIANCE ON JAIL THROUGH DATA, NOT VISUAL OBSERVATIONS OF THIS BED BEING OPEN THIS ONE NOT. I THINK WE CAN DO IT WITH THE RIGHT PEOPLE IN THE ROOM, AND I THINK THIS COMMUNITY HAS THE RIGHT CAPACITY FOR THAT.

Commissioner Smith: MADAM CHAIR AND DISTRICT ATTORNEY, YOU'RE RIGHT, BUT WE'RE GOING TO NEED THE TIME TO CREATE THE INFORMATION TO SHOW US WHERE WE'RE GOING TO BE AT. WH ONE CRITICAL PIECE OF THIS CRIMINAL JUSTICE SYSTEM THAT IS NOT HERE IS THE POLICE, 1ST RESPONDERS. AND YOU HAVE TO DEAL WITH THEIR ARREST RATES. AND THEN IMPLICIT BIAS IN THE SYSTEM IN GENERAL. SO IF THE MAYOR HAS SAID 91 NEW POLICE, THEY'RE GOING TO ARREST NEW PEOPLE. WE'RE GOING TO NEED NEW JAIL BEDS. SO HOW DO YOU FACTOR THAT IN?

Rod Underhill: RIGHT. SO I'LL DO MY BEST TO FACTOR IT IN. I'LL RELATE BACK TO A CONVERSATION I HAD YESTERDAY. I MET WITH CHIEF LARRY O'DEA AS WELL AS TWO OF HIS ASSISTANT CHIEFS, ASSISTANT CHIEF BOB DAY AND DONNA ANDERSON. -- HENDERSON. ONE OF THE THINGS WE TALKED ABOUT WAS LEAD-BASED PROGRAM. AND THEIR DEGREE OF INTEREST, SLASH, ENTHUSIASM, WHERE THAT WAS, QUITE LITERALLY. AND THE ANSWER THAT I TOOK AWAY FROM IT WAS, THEY ARE VERY INTERESTED. THEY THINK THIS IS THE WAY TO MOVE FORWARD. RELATIVE TO NEW OFFICERS AND SUCH, WHAT I'M ABOUT TO SAY IS NOT A PERFECTED TYPE OF RESPONSE. WE ARE GOING TO SEE -- WE'RE GOING TO SEE A DIP BEFORE A RISE RISE. COME HERE IN OCTOBER, THE PORTLAND POLICE BUREAU, FOR EXAMPLE, IS GOING TO HAVE ANOTHER SERIES OF INDIVIDUALS WHO ARE LIKELY GOING TO MOVE INTO RETIREMENT.

IT IS A 27-PAPERED SCENARIO. THAT THAT TENDS TO SOMETIMES MOTIVATE RELATIVE TO RETIREMENT CALCULATIONS, WHEN INDIVIDUALS CHOOSE TO RETIRE. THEY'RE EXPECTING A FURTHER REDUCTION, I CAN'T REMEMBER THE NUMBER, SO I DON'T WANT TO SAY IT AND BE WRONG, BUT IT'S A SIGNIFICANT NUMBER. THEY'RE GOING TO LOSE SOME OFFICERS IN OCTOBER, AND WHATEVER THEIR HIRING RATE SCENARIOS ARE, THEY TEND -- BECAUSE OF

THE TRAINING OBLIGATIONS, SO EVEN A NEW OFFICER STARTING TODAY HAS TO GO THROUGH DPST ACADEMY AND BE ASSIGNED TO PATROL OFFICERS IN ORDER FOR TRAINING, YOU ARE -- AND THERE ARE PEOPLE HERE LIKE OUR SHERIFF WHO WOULD BE BETTER ABLE TO DESCRIBE THIS, BUT THERE'S A FLAT-OUT START-UP TIME WHERE THEY'RE NOT ON THEIR OWN MAKING ADDITIONAL ARRESTS. WE ARE, THIS IS WHERE I'M A LITTLE -- I'M GOING TO GIVE A GRAY CAUTION, WE'RE A YEAR OR TWO AWAY, EVEN IF IT HAPPENS THE WAY YOU SUMMARIZED, FROM SEEING I THINK MEANINGFUL CHANGES IN RESOURCES THAT WILL TRANSLATE INTO ARRESTS.

Commissioner Smith: SO THIS OTHER GRAY AREA, THIS IMPLICIT BIAS IN REGARDS TO -- THAT THEY'RE THREE TIMES MORE PEOPLE OF COLOR WHO GET ARRESTED THAN OTHER FOLKS, SO WE'RE NOT GOING TO DEAL WITH THE DISPARITIES, WE GOT SIX TIME THE NUMBER OF FOLKS IN OUR JAILS, PARTICULARLY AFRICAN-AMERICAN, 27% AND THEY ONLY MAKE UP 26% OF THE POPULATION, AND THEN YOU HAVE A PIECE TO DO THIS, WHO DO YOU HARMON-JOHNSON AND WHAT DO YOU CHARGE? AND THAT -- AND WHAT THEY'RE CHARGED WITH AND WHAT THEY ACTUALLY GET IN TERMS OF SENTENCING, THAT GOES OVER TO THE JUDGE. WE HAVE TO FIGURE OUT, UNTIL YOU DEAL WITH THAT GRAY AREA, YOU'RE NOT GOING TO DEAL WITH THE DISPARITIES IN THE JAIL.

Rod Underhill: YOU KNOW, THE SHORT ANSWER IS YES. WE HAVE TO ADDRESS AND TAKE ON ALL OF THESE VERY IMPORTANT PARTS --

Commissioner Smith: CONCURRENTLY, NOT ONE AFTER ANOTHER.

Rod Underhill: YEAH, WE DO. BY WAY OF EXAMPLE, MAYBE THIS HELPS WITH A RESPONSE, FOR EXAMPLE, HERE QUITE RECENTLY I DIRECTED, TOLD MY ENTIRE LAWYER STAFF WE'RE INSTITUTING MANDATORY CLES, AND TRAUMA-INFORMED CARE. MAPPED TORE CRES THAT ARE GOING TO OCCUR YEARLY. ONE OF THE THINGS THAT GOES ALONG WITH EVERYTHING THAT YOU SAID IS WE NEED TO GET SMARTER AND BE AWARE, AND BETTER, AND KNOW SOME IS OF THE ISSUES THAT SOMETIMES ARE IMPLICIT, THAT WE'RE NOT CONSCIOUSLY ENGAGED -- BELIEVING WE'RE ENGAGING IN, BUT COLLATERALLY ARE. WE NEED TO BECOME BETTER TRAINED, BETTER AWARE, OF ALL THE THINGS YOU MENTIONED. BECAUSE MY OFFICE DOES RECEIVE CASES, REVIEW, AND ISSUE. RELATIVE TO THE REPORT THAT WAS DONE BY MACARTHUR, THE CHARGING RRI INDEX, WHAT IS SENT TO MY OFFICE IS A 4.2 RRI INDEX OF INDIVIDUALS OF COLOR, SPECIFICALLY AFRICAN-AMERICAN. OVER THE ONE BEING WHITE. MY OFFICE THEN ISSUES AT ABOUT A 4.1. SO THERE IS A MODEST, ALMOST INSIGNIFICANT DIP, BUT THAT DOESN'T MAKE IT MUCH BETTER. IT DOESN'T MAKE IT WORSE THE RRI INDEX, BUT IT DOESN'T MAKE IT MUCH BETTER. WE NEED TO KNOW CAN WE HELP TO MAKE IT BETTER.

Commissioner Smith: I'M NOT SAYING THESE FOLKS HAVE NOT COMMITTED THE CRIMES THEY'RE BEING ARRESTED FOR. BUT WHAT I'M SAYING, YOU ALL ARE FIRST RESPONDERS TO A DEGREE, THE POLICE, THEY'RE THE FIRST RESPONDERS, THEY MAKE THAT INITIAL SNAP JUDGMENT OF WHAT'S HAPPENING. AND THEY EITHER ARREST YOU OR SAY, LOOK, CUT IT OUT, WE'RE TALKING ABOUT THE LOW LEVEL KINDS OF THINGS THAT GO ON IN THE COMMUNITY. AND LET'S SAY THEY GO AHEAD AND THEY ARREST YOU. YOU HAVE TO CHARGE THEM WITH SOMETHING. YOU DON'T CHOOSE WHO THEY BRING TO YOU. JUST LIKE THE SHERIFF'S DEPARTMENT, THEY DON'T CHOOSE WHO COMES TO THEIR JAIL, THAT IS BASED ON THE FIRST RESPONDER TO ANY PARTICULAR CRIME, AND THEN YOU PUSH THAT UP TO THE JUDICIAL LEVEL, AND THEN THEY HAVE ACTUALLY SENTENCING GUIDELINES AND THEN THEY GO TO THE JAIL. THE SHERIFF, THE JAIL, THEY HAVE NO WAY OF KNOWING WHO IS GOING TO DO WHAT. BUT THE IMPLICIT BIAS IS REAL. PARTICULARLY BY THE ARRESTING OFFICER. AND THEN THE SYSTEM GOES ON AND ON, AND THEN WE HAVE TO GET OUR FOSTER CARE SYSTEM INVOLVED WITH IT, SO YOU SEE AFRICAN-AMERICANS AND NATIVE AMERICANS WHO HAVE A HIGH RATE OF FOSTER CARE.

Commissioner Smith: BECAUSE THAT IS BASED ON THE FIRST RESPONDER WHO GETS THE CALL FROM SOMEONE IN THE COMMUNITY AND SAYS, THIS IS HAPPENING IN THIS FAMILY AND THEY COME OUT. AND THEY MAKE THE SNAP JUDGMENT, WHILE SHOF THIS STUFF MAY BE WARRANTED, BUT A LOT OF IT IS CULTURAL THAT HAS NOTHING TO DO WITH A CRIME BEING COMMITTED. IT IS -- YOU HAVE TO MAKE THAT SNAP JUDGMENT. AND IF YOU DON'T HAVE THE RIGHT TOOLS TO HAVE THE LEVEL OF CONSCIOUSNESS TO DEAL LIKE YOU'RE TALKING ABOUT WITH THOSE CLE CLASSES, AND YOU CAN SEND FOLKS TO CLE CLASSES TO LEARN SPECIFICS TWO PLUS TWO, BUT IT IS NOT GOING TO CHANGE THE IMPLICIT BIAS PEOPLE HAVE ABOUT SITUATIONS AND ABOUT PEOPLE. SO UNLESS WE TALK TO EVERYBODY, AND I GET THIS WHOLE THING ABOUT, YOU KNOW, WE MAY NOT HAVE OFFICERS ON THE STREET FOR ABOUT A YEAR, BUT THE OFFICERS WE DO HAVE ON THE STREET RIGHT NOW, LIKE I SAID, THEY'RE CURRENTLY ARRESTING THREE TIMES THE AMOUNT OF PEOPLE OF COLOR MORE SO THAN ANYONE ELSE. AND SPESHLY AFRICAN-AMERICANS. SO HOW ARE YOU GOING TO DEAL WITH THAT?

Nan Waller: COMMISSIONER SMITH, I'M GLAD YOU -- I MEANT TO TALK ABOUT WHAT THE BENCH IS DOING, BECAUSE I AGREE, EVERY -- EVERY DECISION POINT WE KNOW THERE'S IMPLICIT BIAS THAT IS AT WORK THAT HAS AN IMPACT ON WHO IS IN THE PIPELINE AND WHAT THEIR JOURNEY IS GOING TO BE. WHEY LEAVE HERE TODAY I'M GOING BACK TO, WE'VE BEEN HAVING A BROWN BAG SERIES FOR JUDGES ON IMPLICIT BIAS, AND BARBARA DIAMOND IS PRESENTING TODAY AT NOON.

SO I AGREE THAT TRAINING IS IMPORTANT, BUT I ALSO UNDERSTAND AND I AGREE WITH YOU THAT WE THEN NEED TO HOLD OURSELVES ACCOUNTABLE,

WHICH I THINK THE DATA TEAMS THAT WE HAVE WHO CAN GIVE US NOT REAL TIME INFORMATION, THAT WOULD BE NICE, BUT PRETTY QUICK INFORMATION ON HOW WE'RE DOING IN TERMS OF OUR -- THE RRI AND WHERE WE ARE. SO I THINK THAT COMBINATION OF TRAINING AND AWARENESS AND BEING OPEN TO THE IDEA THAT WE ARE OPERATING THROUGH THE PERSPECTIVE EYES OF IMPLICIT BIAS, AND THEN LOOKING AT OUR DATA AND THE TOOLS THAT WE MIGHT HAVE, BUT THERE ARE SEVERAL EFFORTS GOING ON RIGHT NOW THROUGH THE RED COMMITTEE OF LPSCC, COMMISSIONER SHIPRACK HAS HELPED US TAKE A LOOK AT WHAT'S HAPPENING AROUND ARRESTS FOR JUVENILES AROUND BIG BOX STORES WHERE THERE'S A TREMENDOUS RRI, AND WE'VE BEEN DSHT JUVENILE STAFF HAS BEEN MEETING WITH, AS HAS THE DISTRICT ATTORNEY'S OFFICE AND OTHERS, WITH THE LOSS PREVENTION OFFICERS AND WE ARE SLOWLY I THINK DEVELOPING THE RELATIONSHIPS THAT WILL ALLOW US TO LOOK AT, HELP THEM LOOK AT THE RRI FROM THE PERSPECTIVE OF WHO ARE THEY CALLING ON WHEN,

Nan Waller: AND THEN THAT LEADS TO AN ARREST. WE'RE ALSO LOOKING AT THE ISSUE OF YOUTH MEASURE 11 CRIMES, SPECIFICALLY TIER TWO CRIMES, THINGS LIKE ROBBERY IN THE SECOND DEGREE, ASSAULT IN THE SECOND DEGREE, TO REALLY LOOK AT ARE WE AS A SYSTEM BEST SERVING THAT POPULATION, AND ARE THERE THINGS THAT CAN BE DONE TO REDUCE HOW FAR YOUTH CHARGED WITH MEASURE 11 CRIMES MOVE INTO THE CRIMINAL JUSTICE SYSTEM. AND WE'VE HAD SOME BEGINNINGS OF SOME VERY GOOD DISCUSSIONS WITH THE DISTRICT ATTORNEY'S OFFICE, WITH THE DEPARTMENT OF COMMUNITY JUSTICE, WITH LAW ENFORCEMENT AND WITH OREGON YOUTH AUTHORITY TO BEGIN OUR NEXT MEETING, WE WILL BE GETTING SOME OF THE DATA FROM LAW ENFORCEMENT ON THE ARREST RATES BY CRIME FOR YOUTH, AND BY RACE. SO WE'RE HOPING THAT THIS WILL THEN BEGIN A DISCUSSION OF, WITH THIS VERY DISCRETE POPULATION, IT'S A PERFECT POPULATION FOR US TO FOCUS ON,

BECAUSE IN JUSTICE REINVESTMENT IT'S A POPULATION THAT OFTEN ENDS UP BEING FLAGGED AS JUSTICE REINVESTMENT, BUT WE PROBABLY HAVEN'T BEEN USING ALL OF THE TOOLS MOST EFFECTIVELY THAT WE HAVE WITH THIS POPULATION. SO WE KNOW IT IS A POPULATION WHERE THERE IS RRI AT WORK, WE SEE IN TERMS OF THE COMMITMENT RATE THE RATE OF SENTENCING TO DOC THAT THERE'S -- SO I THINK IT IS A DISCRETE ENOUGH POPULATION THAT WE CAN REALLY BEGIN TO PULL APART AND DIVE INTO COLLECTIVELY HOW WE'RE GOING TO DEAL WITH THE RRI FOR THIS POPULATION. I'M ENCOURAGED, WE'RE JUST AT THE BEGINNING OF THIS DISCUSSION, BUT I THINK IT WILL BE HELPFUL AND IT WILL ALSO PRESUMABLY HAVE AN IMPACT ON THE USE OF JAIL EVENTUALLY FOR THE POPULATION THAT WE'RE DEALING WITH. IF WE'RE DOING IT RIGHT. SO THOSE TWO EFFORTS I THINK ARE HOPEFUL, BUT WE NEED TO HOLDER ON SELVES COLLECTIVELY ACCOUNTABLE AND HAVE A WAY OF MEASURING HOW WE'RE

DOING ON A REGULAR BASIS. NOT JUST, YOU NEGOTIATION THE RED REPORT ONCE EVERY BLUE MOON, BUT ON A VERY REGULAR BASIS.

Commissioner Smith: THANK YOU. THAT'S VERY ENCOURAGING TO HEAR THAT FROM YOU, AND FROM YOU DISTRICT ATTORNEY. AND I HATE TO KEEP KIND OF HIGHLIGHTING A PIECE THAT IS NOT HERE, BUT LET'S TALK ABOUT SOME ADMINISTRATIVE THINGS THAT WE CAN DO THAT ARE REAL. WHY ARE THERE OTHER POLICE POLICING LOW-INCOME NEIGHBORHOODS THAN HIGH INCOME NEIGHBORHOODS? AND SHERIFF, I KNOW THIS HAS NOTHING TO DO WITH THIS, ABOUT YOU THE ISSUE IS, WHEN WE WERE LOOKING FOR KYRON, THERE'S ONLY ONE OFFICER THAT SERVES THE WEST HILLS. YOU COMPARE THAT TO NORTHEAST PORTLAND, WHEN I'M AT HOME YOU GOT 100 MILLION POLICE ALL OVER THE PLACE. YOU CAN'T EVEN BUY A POLICEMAN UP THERE IN THE HILLS. SO THOSE ARE THINGS THAT WE CAN DO IMMEDIATELY. AND IF WE LOOK AT THE HEALTH OF THE PEOPLE THAT ARE IN OUR JAILS, AND LOOK AT THE EDUCATION LEVELS OF THE PEOPLE THAT ARE IN OUR JAILS, IT IS SOMETHING WE CAN DO ABOUT THIS MORE THAN 50% OF THOSE PEOPLE DON'T EVEN HAVE A HIGH SCHOOL EDUCATION. I WAS HERE TALKING ABOUT MY SUMMER JOBS PROGRAM YESTERDAY,

Commissioner Smith: IT IS CERTAINLY A PREVENTION PROGRAM ON ALL LEVELS, FROM HOMELESSNESS TO GANG PREVENTION, TO ACTUALLY REALLY MOVING THE DIAL ON GIVING KIDS REAL SKILLS TO GO FORWARD. WE HAVE TO LOOK AT THOSE THINGS. ARE WE GOING TO CHANGE OUR POLICIES IN TERMS OF HOW WE POLICE? THAT'S A QUESTION WE NEED TO ASK OURSELVES. MAYBE IF WE HAD MORE POLICE IN THE WEST HILLS, MAYBE WE WOULD HAVE FOUND KYRON. MAYBE WE WOULD HAVE HAD SOMEBODY THAT COULD ACTUALLY TELL US WHAT'S GOING ON. BUT FOR ME, I -- I BUMP INTO POLICE ALL THE TIME. SO THAT'S I HATE TO TALK ABOUT IT BECAUSE THE PORTLAND POLICE IS NOT HERE TO BASICALLY EXPLAIN WHY THAT POLICY IS TT WAY IT IS, BUT THERE ARE THINGS LIKE THAT WE CAN CHANGE TOMORROW. AND LIT CHANGE THE NUMBER OF PEOPLE THAT WE ARREST, CHARGE, SENTENCE, AND PUT IN OUR JAILS INTO THE COMPLEX OF WHO THEY ARE. SO YOU TELL ME WHO IS IN YOUR JAILS AND I'LL TELL YOU WHO WE'RE ACTUALLY POLICING.

Chair Kafoury: WE'VE GOT SEVERAL OTHER SPEAKERS TO GO TO, SO IF WE COULD HEAR --

Commissioner Smith: I AM PREPARED TO BE HERE AS LONG AS IT TAKES TO GET THE INFORMATION THAT -- BECAUSE BASICALLY WE'RE TALKING ABOUT IN THEORY THE REAL ISSUE IS, WHEN YOU GUYS TALK, SHOULD WE CLOSE THESE JAILS JULY 1ST? I NEED TO KNOW THAT AS AN APPROPRIATE RATER, BUT EVEN FROM A -- AN ELECTED OFFICIAL STANDPOINT F. WE GO TO EMERGENCY RELEASE WE'VE GOT 1300 FOLKS IN THE JAIL, WE GO TO EMERGENCY RELEASE WE LET OUT OUR LEAST VULNERABLE AND THEY GO OUT AND DO SOMETHING, MY PHONE RINGS OFF THE HOOK. WHY DID YOU LET

THOSE FOLKS OUT OF JAIL? EARLY? SO THEN I HAVE A PROBLEM TO DEAL WITH, THAT WAS REALLY THE CRIMINAL JUSTICE PROBLEM. SORRY, SHERIFF.

Chair Kafoury: YOU'RE UP.

Dan Staton: A LOT OF THE PRESENTATION THAT I WAS GOING TO MAKE HAS BEEN ECHOED BY OUR DISTRICT ATTORNEY. AND WHAT I'VE HEARD FROM OUR PARTNERS. BUT WHAT I'D LIKE TO LET YOU KNOW WHAT THE SHERIFF'S OFFICE IS INTERESTED IN IS WE'RE CERTAINLY PARTNERED ON THE LEAD PROGRAM WITH THE DISTRICT ATTORNEY AND STUDYING THAT, BECAUSE WE THINK IT'S GOING TO BE VERY EFFECTIVE. I HAVE READ THROUGH THE MATERIAL AT LENGTH, AND THE PROGRAM SOUNDS VERY SOUND AND I THINK IT WOULD BE SOMETHING THAT WOULD BE UTILIZED VERY EFFECTIVELY HERE IN MULTNOMAH COUNTY. ESPECIALLY WITH THE PARTNERS SET SITTING AT THE TABLE. THE OTHER THING THAT WE'RE LOOKING AT IS OUR CLOSE SUPERVISION. WE BELIEVE IF WE'RE GOING TO LOOK AT JAIL BED REDUCTIONS, THAT IF WE LOOK AT CLOSED STREET AND HOW WE UTILIZE IT,

Dan Staton: THAT IF WE ENHANCE THAT PARTICULAR PROGRAM, IT WILL ALLEVIATE SOME OF THE BED USES WELL MAINTAINING THE CONTROLS THAT ARE PUT IN PLACE BY BOTH THE DISTRICT ATTORNEY, BY OUR JUDGES, AND BY PAROLE AND PROBATION. WE GOT MATERIAL ON THAT, OUR OFFICE HAS BEEN DISCUSSING IT AT LENGTH AND I THINK THIS IS A PROGRAM THAT WE SHOULD ACTUALLY START WORKING WITH THE PARTNERS ON NOW TO SEE HOW EFFECTIVE WE CAN MAKE IT, AND WHETHER WE CAN MOVE FORWARD WITH IT. SO BETWEEN THESE TWO PROGRAMS IT'S EFFECTIVE FOR THE SHERIFF'S OFFICE AS WE LOOK AT THE REDUCTION OF JAIL BEDS. MY CONCERN, AGAIN, AND I'VE ECHOED IT AND I KNOW YOU'VE HEARD IT ENOUGH IS 1310 JAIL BEDS, WE MAINTAIN THAT NUMBER, WE REDUCED ABOUT SIX YEARS AGO TO THAT NUMBER. WE'VE MAINTAINED 1310 JAIL BEDS. THE POPULATION IN KEEPING THAT IN BALANCE SO THAT WE DON'T FIND OURSELVES IN AN EMERGENCY POPULATION RELEASE SITUATION HAS BEEN VERY TRYING AND VERY TAXING, AS YEARS HAVE GONE BY THIS HAS BEEN MORE DIFFICULT TO MAINTAIN THAT POPULATION BASE. AND WE'VE LOOKED AT EFFECTIVE TOOLS, AND I THINK WITH WORKING WITH OUR PARTNERS, WE'VE DONE A VERY GOOD JOB AT THIS POINT.

WE'RE TALKING ABOUT A JAIL BED REDUCTION AND WE'RE TALKING ABOUT PROVIDING BETTER SERVICES TO THE CLIENTELE THAT WE HAVE CURRENTLY IN THE JAIL SYSTEM. IF WE'RE GOING TO DO THAT AND WE'RE GOING TO ACTUALLY LOOK AT THE REDUCTION OF JAIL BEDS, I'M ALL IN FAVOR OF ALL OF THE PROGRAMS, THE TWO I'VE JUST MENTIONED, I THINK THEY WILL BE EFFECTIVE. THEY READ VERY WELL. I THINK IT'S A GOOD STRATEGY PIECE FOR THE COUNTY TO START LOOKING AT AS WE LOOK AT IT. I HAVE LISTENED TO COMMISSIONER MCKEEL'S IDEA ON THE BUDGET PIECE, AND I THINK PERSONALLY LOOKING AT IT I THINK STRUCTURING IT IN SUCH A WAY THAT

AS WE LOOK AT THE PROGRAMS AFTER LISTENING TO SCOTT TAYLOR AND LOOKING AT HOW HE'S GOING TO ADOPT HIS PROGRAMS IN SEPTEMBER, THAT STRUCTURING IT OVER A TIER PROCESS AND LOOKING AT HOW EFFECTIVE IT IS AND WHAT THE IMPACT WILL BE ON THE JAIL SETTING WOULD BE MORE EFFECTIVE FOR THIS BOARD FOR THE BUDGET AND FOR THE OUTLAY OF PUBLIC SAFETY. BECAUSE THIS WILL AFFORD AT LEAST FROM THE LAW ENFORCEMENT PERSPECTIVE, AND THE SHERIFF'S OFFICE PERSPECTIVE, HOW WE CAN RESPOND TO OUR JUDGES, TO -- WE CAN RESPOND TO THE D.A.'S OFFICE AND PAROLE AND PROBATION ON WHAT THE EFFECTS ARE WITH REGARDS TO USING OTHER PROGRAMS AS AN ALTERNATIVE FOR JAILS. THE THING ABOUT THE JAIL BED REDUCTION THAT CONCERNS ME IF WE DON'T USE A TIER SYSTEM AS WE BRING THESE PROGRAMS ON BOARD IS THAT IT'S VERY HARD TO TURN THE LIGHTS ON, LET STAFF GO, AND WHEN WE FIND OUT IT IS NOT EFFECTIVE, OR WE HAVE TO TAKE A DIFFERENT APPROACH, TURNING THOSE LIGHTS BACK ON. HIRING ADDITIONAL STAFF TO COME BACK AFTER WE'VE RELEASED THEM, BECAUSE OF THE REDUCTIONS, THAT'S VERY DIFFICULT. THAT'S VERY TIME CONSUMING, IT'S VERY COSTLY. AND THIS IS SOMETHING THAT I TRY TO KEEP MY EYE ON, IS THAT IT IS VERY COSTLY.

Dan Staton: THE OTHER THING THAT WE'RE TRYING TO DO, AND I'VE ALREADY HAD THE DISCUSSIONS WITH THE REGIONAL SHERIFFS, BECAUSE I THINK IT'S IMPORTANT THAT THIS BOARD ALONG WITH WASHINGTON COUNTY, CLACKAMAS COUNTY, COLUMBIA COUNTY WHEN THEY'RE TALKING TO THEIR COMMISSIONERS, WHAT'S THE IMPACT ON THE CLIENTELE THAT THEY'RE SEEING IN THEIR JAIL SYSTEM, AND WHAT IS HAPPENING HERE IN MULTNOMAH COUNTY? OUR BOUNDARIES DO NOT RESTRICT CRIMES BETWEEN THE COUNTIES. WE HAVE CLIENTELE IN OUR DATABASE SYSTEM SHOW CLIENTELE COMING IN FROM OTHER COUNTIES, WE'RE ARRESTING THEM, WE'RE HOUSING THEM AND VICE VERSA. AND THIS IS SOMETHING THAT WE REALLY HAVEN'T TAKEN A LOOK AT. SO WHAT IS THE IMPACT, BECAUSE WHEN WE'RE TALKING ABOUT THE CAPACITY, HOW MANY PEOPLE THAT ARE COMING INTO CUSTODY INTO THE JAIL SETTING, WHERE ARE THEY COMING FROM, FIRST, WHAT IS THE HISTORY THAT THEY'VE HAD IN THOSE JAIL SETTINGS, WHAT CAN WE DO, WHAT IS THE EXPROAL PROBATION SIDES, IN THOSE COUNTIES WHAT HAVE THEY DEALT WITH AND HOW CAN WE COMMUNICATE TO IT OUR PARTNERS HERE?

BECAUSE THIS, WHEN WE LOOK AT IT AND WE TALK ABOUT IT AS SHERIFFS, AND WE'VE TALKED WITH THE D.A.S, THAT THIS IS A PROBLEM THAT WE HAVEN'T ADDRESSED. WE TALK ABOUT OUR INDIVIDUAL PROBLEMS WITHIN THE COUNTY, AND JAIL BED CAPACITY. AND WE KNOW THAT IT FLUCTUATES. I THINK YOU'VE SEEN THAT IN THE PRESENTATIONS OVER AND OVER AGAIN, THAT WE CAN'T EVER TELL HOW THAT'S GOING TO WORK OUT. IT'S ALL BASED ON EVENTS, AND ULTIMATELY IT'S BASED ON WHAT WE'RE GETTING FOR CLIENTELE FROM OTHER COUNTIES AS WELL. SO WE HAVEN'T DONE THE

PROPER RESEARCH ON THAT, AND THAT IS SOMETHING WE NEED TO START ADDRESSING NOW AS WELL. SO WHEN WE RESPOND TO THE BOARD, WE KNOW EXACTLY WHAT'S GOING ON, WHAT WE'RE GETTING FROM OTHER COUNTIES THAT ARE IMPACTING OUR JAIL BEDS.

Commissioner Smith: SHERIFF, I HAVE A QUICK -- COMMISSIONER SMITH. IF WE REDUCE THE JAIL BEDS, WILL WE THAN AT RISK AT LOSING THE 3194 MONEY, BECAUSE WE'RE TAKING THE FOLKS OUT OF THE PRISON SYSTEM, AND PUTTING THEM INTO OUR JAILS?

Dan Staton: THAT'S A VERY GOOD QUESTION. THAT'S A QUESTION I HAVE NOT ADDRESSED YET. I THINK THAT'S SOMETHING I NEED TO MAKE NOTE OF, AND I CAN RESPOND BACK TO THE BOARD. I DON'T KNOW WHAT THAT IMPACT WOULD BE ON 3194.

Commissioner Smith: AND THE SECOND PIECE OF THAT, OF THAT 1310, HOW MANY OF THOSE FOLKS ARE 3194 PEOPLE?

Dan Staton: I DON'T HAVE THAT IN FRONT OF ME NOW.

Commissioner Smith: THAT WILL HELP US TO INFORM --

Dan Staton: I CAN TELL YOU WE HAVE -- RIGHT NOW ABOUT 17% OF THE CLIENTELE IN OUR JAILS ARE SENTENCED AND SERVING THEIR TIME IN OUR JAIL. AND THAT NUMBER IS SIGNIFICANT TO ME WHEN YOU'RE TALKING ABOUT 17%, OF 1310 BEDS.

Commissioner Smith: YOU'RE TALKING ABOUT THE MARSHALL BEDS, THE 3194 BEDS, THE RECOG BEDS, IT'S A WHOLE JAMBALAYA OF DIFFERENT BEDS IN THE JAIL SYSTEM. AGAIN, THANK YOU FOR THE -- I JUST WANT TO MAKE SURE THAT YOU UNDERSTAND, I KNOW YOU PUT THIS UP AS A POSSIBILITY OF A CUT THAT WE WERE REQUIRING, BUT FROM A PUBLIC SAFETY STANDPOINT, I FEEL YOU JUDGE WALLER, AND I KNOW YOU'RE CONCERNED ABOUT THE PUBLIC SAFETY, BUT MY CONCERN IS ABOUT THE EMERGENCY RELEASE IF WE SHUT DOWN TWO DORMS, AND I TOO SUPPORT THIS KIND OF TIERED APPROACH STARTING WITH COMMISSIONER MCKEEL'S AMENDMENT, BECAUSE I DON'T WANT TO GET CAUGHT SHORT. WE'RE -- AS OF YESTERDAY WE HAD 2.1 MILLION IN ONE-TIME-ONLY ADDITIONAL FROM THE FORECAST, AND SO I DON'T WANT TO GET CAUGHT SHORT WHERE SUMMERS, THEY SPIKE.

AND SO KNOWING THAT SUMMERS SPIKE AND TO TAKE JAIL BEDS OUT OF CIRCULATION, THAT'S EVEN A MORE FRIGHTENING SITUATION FOR ME TO FIGURE OUT HOW WE'RE GOING TO PAY FOR THAT AND HOW WE'RE GOING TO BRING THAT AND REEL THAT BACK IN AND HOW WE'RE GOING TO PREVENT FOLKS, SCOTT YOU'RE VERY FAMILIAR WITH SOMEONE WHO WAS CARING A WE -- CARRYING A WE PORNTION DIDN'T GET JAIL TIME, WENT OUT AND SHOT

SOMEONE. SO WE GET THE CALLS, AND THEY WANT TO FIND OUT IF THEY WERE ON SUPERVISION AND WHY MULTNOMAH COUNTY ALLOWED THAT. SO NO MATTER WHAT, MULTNOMAH COUNTY IS GOING TO GET THE BLAME FOR EVERYTHING THAT HAPPENS. BUT WE JUST NEED TO BE PREPARED TO ACCEPT THE CONSEQUENCES OF US NOT APPROPRIATING THE APPROPRIATE RESOURCES FOR THE JAILS. IT HAS A HUGE IMPACT ACROSS THE BOARD.

Chair Kafoury: LANE.

Lane Board: LANE BOARD, EXECUTIVE DIRECTOR OF MULTNOMAH PUBLIC DEFENDERS. THANK YOU CHAIR AND MEMBERS OF THE COMMISSION. BEFORE I GET INTO THE MAIN THING I WANTED TO SAY, I WANTED TO ADDRESS SOMETHING THAT SHERIFF STANTON SAID, YOU SHOULD LOOK AT THE POPULATION FROM CLARK COUNTY. THERE'S NOT AN INSIGNIFICANT NUMBER OF PEOPLE THAT ARE BEING PICKED UP ON PROBATION VIOLATIONS THAT GO UP TO CLARK COUNTY AND WHEN I'VE TALKED TO PEOPLE UP TO PUBLIC DEFENDER PROVIDERS UP THERE, WHAT WE'RE SEEING IS A SIGNIFICANT NUMBER OF THEM ARE BEING PICKED UP ON MONEY VIOLATIONS. REMEMBER, THAT WAS AT THE END OF THE DAY, THE PROBLEM IN ST. LOUIS COUNTY, THE DOJ RECOGNIZE WAS THE OVERUSE OF THE MONDAY -- THE INCARCERATION OF FINES OF PEOPLE THAT OWE MONEY.

AND I THINK IT WOULD BE A GOOD THING FOR YOU TO LOOK AT FOR THE SHERIFF TO LOOK AT, HOW MANY PEOPLE ARE BASICALLY WE ROUNDING UP AND MOVING UP TO CLARK COUNTY SO THEY CAN DO COLLECTIONS. NOW, REFLECTING ON COMMENTS I WANT TO MAKE TODAY, IT EMPHASIZES MORE AND MORE I'M BECOMING THE OLD GUY IN THE ROOM. AND I WANT TO REFLECT FURTHER BACK, CHAIR, THAN YOUR COMMENTS ON HOW IS THIS 3194 AND OTHER THINGS, I WANT TO GO BACK TO -- I WAS PRACTICING LAW IN THIS COUNTY, FELONY WORK, SO I WASN'T EVEN A BABY LAWYER, WHEN INVERNESS JAIL OPENED. AND BEFORE THAT, THERE WERE ALMOST, NOT QUITE NIGHT LIRKS BUT LOTS OF MATRIX RELEASES, AND MY -- AND THEN IT WENT AWAY. LITERALLY IT WENT AWAY FOR MAYBE SIX MONTHS AND THN THE POPULATION READJUSTED. AND MY TAKE-AWAY FROM THAT WAS ONE, IF YOU DON'T HAVE SOME OTHER PLAN IN PLACE, IF YOU DON'T HAVE OTHER THINGS IN PLACE, POPULATION RELEASES ARE NOT JUST SOMETHING WE PUT ON T.V. AND ARE WORRIED ABOUT THE RISK FOR. THEY HAVE A TOXIC EFFECT ON OTHER PROGRAMS THAT YOU TRY TO ENFORCE.

BECAUSE IF A PERSON IN JAIL FEELS LIKE OH, I'M GOING TO TAKE THE LOTTERY, AND I LITERALLY HAD THOSE CONVERSATIONS WITH CLIENTS 27 YEARS AGO, IS THAT HOW LOINGTS BEEN OPEN, WHERE THEY WERE SAYING, WHY SHOULD I GO THROUGH CLOSE INTERVIEW? I'M GOING TO GET MATRIX RELEASED. MAYBE IT WASN'T GOOD THINKING, BUT THEY'RE GOING TO TAKE THE LOTTERY THAT WAY. CONVERSELY, NOW SO THEIR SUPPORT OF THE SHERIFF, CONVERSELY IF YOU DON'T CLOSE JAIL BEDS YOU'RE NOT GOING

TO CLOSE JAIL BEDS. JAIL BEDS -- JAILS DON'T RUN AT 75% OCCUPANCY. THEY'RE GOING TO -- WE'RE GOING TO FIND WAYS TO USE THEM. IT'S NOT THE SHERIFF'S FAULT, IT'S THAT THIS IS A DIFFICULT POPULATION IF & IF WE DON'T -- IF WE SAY TO THERNLINGS OKAY, WE GOT TO PLACE TO TAKE YOU, PEOPLE ARE GOING TO GET ANNOYED WITH THEM, FRUSTRATED WITH THEM AND THEY'RE GOING TO TAKE THEM THERE. SO WHATEVER THE JAIL BEDS YOU FIX, AND THAT DOESN'T MATTER WHETHER IT'S 1100, 1300 OR 1500, THEY'RE GOING TO RUN AT 90 TO 95% CAPACITY. THAT'S JUST -- IT'S PEOPLE ARE GOING TO PUT THEM IN THERE.

Commissioner Smith: YOU SAY THEY, WHO ARE YOU TALKING ABOUT IN THE ARRESTING OFFICERS?

Lane Board: ARRESTING OFFICERS, PROGRAMS THAT GET FED UP WITH THEM, PEOPLE, SCOTT'S FOLKS THAT WILL JUST SAY -- WE'RE JUST GOING TO -- IF IT'S THERE, IT'S LITERALLY LIKE THE MOVIE IF YOU BUILD IT THEY'LL COME. THEY'LL JUST BE THERE. SO I THINK WE HAVE -- I WOULD -- I THINK BASED ON MY EXPERIENCE WITH THE SAFETY AND JUSTICE CHALLENGE WORK AND THE MCJRP, LESS SO THE MCJRP POPULATION, THESE ARE -- THOSE ARE SERIOUS PRISON BOUND FELONIES, WE'RE NOT REALLY DIVERTING THEM OR NOT PUTTING THEM IN JAIL AS MUCH AS WE WOULD BE WITH LOWER LEVEL OFFENDERS.

I THINK THERE IS A POPULATION THAT WE CAN -- I THINK LEAD WOULD HAVE AN EFFECT ON THAT IN TERMS MUCH LOW-LEVEL DRUG USE. I THINK IF WE WERE FOCUSING ON THE HIGH, WHAT'S IT CALLED MR. DISTRICT ATTORNEY, THE HIGH TRAFFIC, HIGH -- HIGH PEDESTRIAN TRAFFIC, I THINK WE COULD LOOK AT MORE THAN JUST THE DRUG OFFENSES THAT WOULD BE HELPFUL AS SOME OTHER PLACE. WHEN I'VE TALKED TO POLICE OFFICERS UP IN SEATTLE, WHEN I'VE TALKED TO POLICE OFFICERS HERE, THEY'RE NOT WANTING TO ARREST THEM, IT'S JUST THEY'RE FEELING LIKE I GOT INTERRUPT THE BEHAVIOR, I GOT NOTHING ELSE TO DO, BUT PUT THEM IN JAIL. I THINK WE NEED TO DO THAT AND AT THE SAME TIME SHUT -- IF WE'RE GOING TO CLOSE JAIL BEDS, IT CAN'T BE WAIT TO SEE -- LET'S DO SOME DATA AND WAIT TO SEE IF THEORETICALLY WE'D HAVE CUTS, BECAUSE THOSE JAILS WILL BE RUN. PEOPLE WILL BE STICKING PEOPLE IN THERE.

THEY'LL FILL THE BEDS. I THINK WE HAVE TO DO IT CONCURRENTLY FUND A PROGRAM THAT HAS AN ALTERNATIVE TO WHERE PEOPLE ARE GOING AND THEN SOMETHING COMMISSIONER SMITH TO WHAT YOU'RE SAYING, I'VE BEEN REFLECTING ON, IN FACT I WOULD -- I CREDIT KEVIN FOR CHALLENGING ME AS THE ONLY NONELECTED NONPUBLIC OFFICIAL IN THE ROOM, WHAT'S YOUR STRATEGY, WHAT ARE YOU THINKING ABOUT, AND ADVOCATING. AND I THINK ONE OF THE THINGS WE SHOULD SERIOUSLY BE LOOKING AT ALONG WITH WHETHER THE OPEN BOOKING POLICY OF THE PORTLAND POLICE BUREAU OF TAKING EVERYBODY IN, EVEN THOUGH THE VAST MAJORITY OF THEM ARE

RECOG, SOME ARE STICKING, SOME ARE STAYING IN THERE, BUT I THINK THE OTHER THING WE SHOULD DO, LIKE WE'VE DONE IN JUVENILE COURT, IS DEVELOP A PROTOCOL AND A MATRIX THAT SAYS, IF YOU -- I'LL GIVE YOU THE EXTREME. PRACTICALLY IF YOU ARE A FIRST OFFENDER AND YOU HAVEN'T COMMITTED A PERSON CRIME, YOU DON'T GO TO JAIL. BECAUSE WHAT WE ARE DOING, WHAT WE SEE IN RISK ASSESSMENT, AND I'M A BELIEVER IN RISK ASSESSMENT, I'M ADVOCATING IT FOR RISK AND NEEDS ASSESSMENT IN TERMS OF SENTENCING, IS THAT YOU ARREST THAT PERSON AT THAT AGE, THAT IS A FOREVER RISK FACTOR. AND IF WE ARE DOING THAT AT -- MY MEMORY OF IT IS, COMMISSIONER SMITH, IT'S ACTUALLY HIGHER THAN -- IT MIGHT BE THREE GENERALIZED FOR PEOPLE OF COLOR. WE ARE PARTICULARLY AFFECTING THE AFRICAN-AMERICAN COMMUNITY IN THIS POPULATION --

Commissioner Smith: SIX.

Lane Board: SO IT IS, I THINK WE NEED TO LOOK AT THOSE PROTOCOLS AND MAKE REALLY HARD DECISIONS ABOUT WHETHER WE WALK THAT PERSON TO THE FRONT DOOR OF THE JAIL, BECAUSE WE'RE GOING TO -- WE'RE FOREVER CHANGING HOW THEY'RE GOING TO BE VIEWED, TREATED, AND DEALT WITH IN THE SYSTEM, SO I WOULD LIKE TO SEE US LOOK AT THAT PROGRAM. THAT'S NOT AN EASY IMMEDIATE SHORT-TERM FIX. BUT THOSE ARE THE TYPES OF THINGS THAT WE SHOULD BE DOING IN ORDER TO ADDRESS THIS. SO IN SUMMARY I WANT TO MAKE SURE I'M NOT MUDDLED, MATRIX RELEASES ARE JUST HORRIBLE. THEY -- IT'S NOT JUST A RANDOM RELEASE THAT CREATES A PROBLEM LIKE YOU SUGGESTED OF SOMEBODY GOING OUT AND COMMITTING A CRIME. IT AFFECTS THE OTHER PROGRAMS BECAUSE PEOPLE ARE LESS WILLING TO ENGAGE.

Commissioner Smith: A LOT OF THESE FOLKS DON'T HAVE A PLACE TO GO BECAUSE THEY'RE HOMELESS, THEY HAVE DRUG AND ALCOHOL NEEDS WE DON'T HAVE PROGRAMS TO SEND THEM TO AND I THINK COMMISSIONER MCKEEL IS CORRECT, WE HAVE NO PLACE TO SEND THESE 118 FOLKS, 59 IN EACH DORM. WE HAVE NO PLACE TO SEND THEM. AND IF WE'RE NOT GOING TO PUT SOME MONEY IN ADDITION TO THE MONEY THAT WE'RE GOING TO HAVE TO HAVE FOR WILL JAIL, IT'S GOING TO BE A BIG EXPROB THEY'RE GOING TO REOFFEND BASES IF THEY'RE LOW LEVEL CRIMES THEY'RE DOING, THEY'RE GOING TO GO OUT, SELL DRUGS TO GET THEIR HABITS MET, AND THEN THEY'RE BACK IN OUR JAILS, THEY'RE RECYCLED AGAIN, AND AT THE END OF THE DAY, THESE FOLKS HAVE HEALTH ISSUES, AND WE HAVE NO PLACE TO SEND THEM. I DON'T KNOW HOW TO PRESS UPON US EVEN MORE THAT CLOSING THOSE TWO JAILS IS GOING TO COST US MORE MONEY THAN WE WOULD ACTUALLY SPEND KEEPING THE DORMS OPEN. BECAUSE SERVICES COST MONEY. AND THERE ARE A LOT MORE EXPENSIVE PERSONNEL, A LOT MORE EXPENSIVE TO REALLY DO THIS FOLLOW-UP AND THIS BACK AND FORTH. SO I -- THE ISSUE IS WE HAVE TO DECIDE BY NEXT

WEEK THURSDAY HOW MUCH MONEY TO PUT IN TO MAKE SURE WE'RE COVERED. ARE YOU SAYING CLOSE THE JAILS?

Lane Board: I'M SAYING CLOSE THE JAILS IN THE FORESEEABLE SEEABLE FUTURE.

Commissioner Smith: JULY 1ST, IS THAT WHAT YOU'RE SAYING TO ME? COME ON, NOW. WELCOME TO MY WORLD.

Lane Board: I THINK YOU COULD SLOWS THEM BITE END OF THE SUMMER. I THINK YOU COULD. BUT THE THING -- THE COMMENT I WANT TO MAKE BRIEFLY TO THE -- THIS IS REALLY THE CORE OF WHEN YOU TALK, WHY IS LEAD SUCCESSFUL IN SEATTLE? BECAUSE THE POLICE ARE EMBRACING IT AND DOING IT. WHAT THEY'RE SAYING IS, THIS ALTERNATIVE TRACK, THIS DOING SOMETHING DIFFERENT, THAT IS EXPENSIVE, IT TURNS OUT NOW IT'S CHEAPER BECAUSE THEY'VE GOTTEN SOME -- THEY FIGURED OUT HOW TO DO IT IN A WAY THAT'S MORE EFFICIENT. BUT THE JAIL IS -- LOCKING THEM UP IN JAIL AND USING THAT ALTERNATIVE, THAT'S SUSTAINABLE THAT. WILL GO ON FOR YEARS AND YEARS AND YEARS. AND INVESTING IN AN ALTERNATIVE IS CRITICAL TO FINDING A DIFFERENT PATH TWO, THREE YEARS AGO. IT'S DIFFERENT FROM AN ELECTED AGENCY -- YOU'RE NOT GOING TO SOLVE THAT -- WE'RE GOING TO BE IN THE SAME SITUATION IF WE KEEP USING THE JAIL ALTERNATIVE.

Commissioner Smith: WE ARE, AND WE'RE ONLY REQUIRED TO DO A -- BALANCE A BUDGET OVER A YEAR, BUT WE'VE BEEN GOOD AT BALANCING OVER THREE YEARS AND FIVE YEARS, FOR MANY OF THE BUDGETS. AND SO THAT'S NOT GOING TO HAPPEN ON THAT PIECE. BUT WE JUST WANT TO MAKE THE RIGHT BEST INFORMED DECISION AND HAVE THE FOLKS WHO ARE RESPONSIBLE FOR THIS CRIMINAL JUSTICE SYSTEM TO GIVE US THEIR BEST ADVICE. I -- I JUST NEED SOME MORE INFORMATION.

Lane Board: WHETHER IT'S JULY 1ST OR SEPTEMBER 1ST, WHAT I AM HERE TO SAY IS THAT IF YOU WANT TO GO DOWN THAT PATH, IF YOU DON'T COMMIT TO CLOSING THE BEDS, WE'RE GOING TO USE THEM. FOR SOMETHING. IT'S GOING TO BE DIS -- IT MIGHT BE START A LEAD PROGRAM AND WE PUT THOSE OFFENDERS THERE, WE'RE GOING TO FILL THEM.

Commissioner Smith: WE DON'T HAVE THE CONTROL, MULTNOMAH COUNTY DOESN'T HAVE CONTROL OVER THE POLICE. THAT'S THE MAYOR. WE HAVE A NEW ADMINISTRATION, THERE MIGHT BE A DIFFERENT PHILOSOPHY AS POLICE, POLICE. IS COMMUNITY POLICING A TOP PRIORITY, AND ELIMINATING THE LOWER LEVEL -- ARE THEY GOING TO SAY, YOU KNOW, WE'RE GOING TO SPREAD OUT THE POLICE AND TAKE THEM OUT OF LOW-INCOME NEIGHBORHOODS. I MEAN, WE DO HAVE TOOLS WE CAN KIND OF MOVE AROUND RIGHT NOW TODAY.

Chair Kafoury: WE'VE HAD CONVERSATIONS WITH FOLKS ON THE CITY COUNCIL AND THE MAYOR, D.A. UNDERHILL, AND I HAVE AS WELL, ABOUT THE LEAD PROGRAM IN PARTICULAR, AND I THINK THEY'RE VERY INTERESTED AND WE DO KNOW THAT THEY'RE A CRITICAL PIECE OF THIS TABLE. AND WE ACTUALLY WOULD LOVE TO HAVE HAD KEVIN MODICA HERE, BUT HE'S DOING THE WORK IN CHICAGO.

Commissioner Smith: THE MAYOR IS THE COMMISSIONER OF POLICE, SO YOU'VE GOT TO DEAL WITH HIM.

Nan Waller: I DID WANT TO MENTION WE HAVE A GOOD EXAMPLE IN OUR COMMUNITY OF WHAT HAPPENS AND THAT YOU CAN WITH JUVENILE, 25 YEARS AGO, THERE WAS A CHALLENGE BY THEN CHAIR MCCOY TO BUILD A NEW BUILDING BUT HAVE A PLAN IN PLACE THAT WOULD REDUCE THE USE OF JUVENILE DETENTION. AND SO THERE WAS A VERY CONCERTED COLLABORATIVE EFFORT ACROSS POLICE, DISTRICT ATTORNEY, DIPOTA OF COMMUNITY JUSTICE AND THE COURT TO DEVELOP THE USE OF A RISK ASSESSMENT INSTRUMENT TO DETERMINE AND THEN PART OF THAT WAS, AND I THINK THAT IT WAS -- IT HAS BEEN SUCCESSFUL, AND THERE HAVE BEEN TIMES WHEN IT'S LET'S OPEN UP THESE EMPTY PODS, IT WAS ACTUALLY BUILT TOO BIG. AND THAT ENDED UP -- THAT ITSELF IS A PROBLEM, BECAUSE JUSTICE LANE SAID IF YOU HAVE THE SPACE, PEOPLE WANT TO COME UP WITH SOME USE FOR IT.

SO THERE HAVE BEEN VARIOUS SUGGESTIONS OVER THE YEARS OF USE OF THAT SPACE FOR THINGS THAT REALLY WOULD NOT BE APPROPRIATE. BUT IT HAS BEEN SUCCESSFUL, IT HASN'T LED TO AN INCREASE IN CRIME, AND IT WAS THE ACTUALLY HAVING TO DO IT AND NOT HAVING THE SPACE AVAILABLE THAT WAS THE PUSH FORWARD OF DEVELOPING THE ALTERNATIVES AND THAT'S REALLY WHERE THE LEAD PROGRAM COMES IN OF DEVELOPING THE ALTERNATIVES, REINVESTING THE FUNDING THAT YOU WOULD OTHERWISE BE PUTTING INTO IN JUVENILE IN DETENTION AND ADULTS INTO JAIL, AND REINVESTING IT INTO A PLACE FOR POLICE TO TAKE PEOPLE WHEN INSTEAD OF ARREST, AND THEN THE SEVENS THAT WILL SUPPORT THEM. AND IN TEMPERATURES OF INVESTMENT THE COST OF JAIL PER PERSON IS GOING TO EXCISED CHEEKED THE COST OF SERVICES WE NEED TO PROVIDE TO -- I THINK WE DO HAVE A GOOD MODEL, MULTNOMAH COUNTY HAS AA TRACK RECORD OF DOING THIS PREVIOUSLY, AND WE CAN DO IT AGAIN IN TERMS OF -- AND WE HAVE RECENTLY WITH JUSTICE REINVESTMENT, WE'VE DONE IT ON THE PRISON SIDE.

Commissioner Smith: I LIKE IT. I'VE BEEN TELLING SCOTT, DO IT!

Chair Kafoury: WE HAVE ONE MORE PERSON TO TESTIFY.

Commissioner Smith: QUESTION, SCOTT. I'M SORRY. CAN I ASK A QUICK QUESTION?

Chair Kafoury: I NEED TO GET JOANNE UP HERE FIRST AND THEN YOU CAN ASK YOUR QUESTION. JOANNE FULLER, PLEASE COME UP. WHILE SHE'S COMING UP YOU CAN ASK SCOTT YOUR QUESTION.

Commissioner Smith: SCOTT, DO YOU NEED MORE STAFF TO DO THE 50 TO 60 IF THEY'RE GOING TO BE ON YOUR CASE LOAD?

Nan Waller: THE FOLKS ARE ALREADY ON OUR CASE LOAD.

Commissioner Smith: YOU DON'T NEED AN INCREASED STAFF TO DO WHAT YOU NEED TO DO?

Nan Waller: WE AS A SYSTEM TALK ABOUT HOW WE SHUFFLE OR TAKE NOT HOLES OUT, THEN I THINK -- KNOT HOLES OUT, THEN I THINK WE COULD COME BACK AND SAY, IF WE PUT A PERSON HERE WE COULD SPEED UP THE SYSTEM S THAT WORTH OF THE INVESTMENT. THAT'S WHERE WE WITH COME BACK TO YOU DOWN THE ROAD AND SAY, WE COULD EVEN DO FASTER IF WE PUT SOMETHING HERE OR GET SOMETHING --

Commissioner Smith: OKAY. THANK YOU.

Chair Kafoury: BEFORE JOANNE -- I'D LIKE TO MAKE A BUDGET AMENDMENT. AS WE'VE BEEN TALKING ABOUT THE LEAD PROGRAM, I THINK NOW IS THE TIME TO ALLOCATE \$800,000 TO GENERAL FUND CONTINGENCY FOR JAIL DIVERSION PROGRAM BASED ON THE LEAD PROGRAM THAT INCLUDES A TREATMENT AND SERVICES COMPONENT AND IS DEVELOPED IN PARTNERSHIP WITH THE DISTRICT ATTORNEY, THE SHERIFF, PORTLAND POLICE CHIEF, DCJ, HEALTH DEPARTMENT, LPSCC, AND THE COUNTY COMMISSION AND OUR PROVIDERS, COMMUNITY PROVIDERS.

Joanne Fuller: THANK YOU, MADAM CHAIR, MEMBERS OF THE COMMISSION. JOANNE FULLER, I'M YOUR HEALTH DEPARTMENT DIRECTOR. AND THE INTERSECTION BETWEEN THE HEALTH DEPARTMENT AND THE CONVERSATION THAT YOU'VE BEEN HAVING IS TWOFOLD. WE RUN THE CORRECTIONS HEALTH SERVICES WITHIN THE JAIL, AND SECONDLY, WE HAVE THE DIVISION OF MENTAL HEALTH AND ADDICTION SERVICES WHICH IS RESPONSIBLE FOR REALLY CREATING THE SYSTEM OF CARE FOR MENTAL HEALTH AND ADDICTION SERVICES FOR BOTH PEOPLE WHO ARE COVERED UNDER MEDICAID AND PEOPLE WHO ARE UNINSURED IN MULTNOMAH COUNTY, WHICH IS OF COURSE THE VAST MAJORITY OF PEOPLE IN THE CRIMINAL JUSTICE SYSTEM.

I JUST WANTED TO TALK ABOUT A COUPLE OF THINGS. I'M NO LONGER A CRIMINAL JUSTICE EXPERT, BUT I WAS HERE WHEN WE CREATED THE JUVENILE JUSTICE REFORM, AND I KNOW HOW IMPORTANT IT WAS FOR THE BOARD AT THAT TIME TO NOT BE WILLING TO OPEN THE JAIL BEDS, BECAUSE I REALLY BELIEVE AS LANE DOES THAT IF YOU OPEN THEM, THEY WILL COME. AND YOU ARE NEVER GOING TO BE -- YOU'RE NEVER GOING TO HAVE THE DAY WHEN YOU LOOK AT THE JAIL AND YOU HAVE EMPTY FUNDED BEDS TO SAY, OH, GEE, WE CAN NOW SHIFT THAT TO SERVICES. I THINK WE HAVE TO PAY IT FORWARD AND MAKE THE HARD DECISION TO CUT THE BEDS AND THEN USE THAT MONEY TO INVEST IN THE SYSTEM. THE OTHER POINT I WANT TO MAKE, AND THEN I'M HAPPY TO ANSWER QUESTIONS AND TALK ABOUT DIFFERENT PROPOSALS FROM A MENTAL HEALTH AND CORRECTIONS HEALTH PERSPECTIVE, BUT WHEN PEOPLE ARE IN JAIL, WE CAN ACCESS NO MEDICAID DOLLARS TO PROVIDE EITHER THEIR PHYSICAL HEALTH CARE OR THEIR MENTAL HEALTH CARE.

Joanne Fuller: THERE HAS BEEN SOME PROPOSALS AROUND PEOPLE WHO ARE NOT SENTENCED, BUT THAT WOULDN'T INCLUDE SCOTT'S PEOPLE WHO ARE THERE ON A PROBATION VIOLATION, IT WOULDN'T INCLUDE PEOPLE WHO ARE SENTENCED, IT WOULD MEAN THAT WE WOULD NEED TO BUILD PRETTY COMPLICATED SYSTEMS TO BUILD FOR THOSE SERVICES, WE NEED TO HAVE OUR PEOPLE EMPANELLED ON PEOPLE'S INSURANCE ENTITIES, WHICH IS A -- OUR CORRECTIONS HEALTH PEOPLE ENPANELLED, AND WE DON'T KNOW WHAT -- OF THE SERVICES WE PROVIDE WOULD BE FUNDED. AND SO I THINK IT'S A LONG PATH TO GET TO THE PLACE WHERE WE COULD GET SOME MEDICAID REIMBURSEMENT FOR JAIL SERVICES. HOWEVER, WHEN PEOPLE ARE IN THE COMMUNITY, THE VAST MAJORITY OF THESE PEOPLE WITH THE EXPANSION OF MEDICAID UNDER THE AFFORDABLE CARE ACT ACTUALLY ARE ELIGIBLE FOR MEDICAID, WHICH WAS NOT TRUE JUST A FEW YEARS AGO WHEN WE WERE STRUGGLING TO DEVELOP TREATMENT OPTIONS FOR PEOPLE IN SCOTT'S PROBATION POPULATION.

Joanne Fuller: SO I THINK FROM MY PERSPECTIVE, KIND OF SEEING THE HYDRAULICS OF THE SYSTEM FOR A LONG TIME AND UNDERSTANDING THE CONNECTION BETWEEN PUBLIC SAFETY CHOICES AND MENTAL HEALTH AND ADDICTION CHOICES, THAT WE -- EVEN THOUGH IT FEELS LIKE A RISK, THERE ARE PEOPLE MAKING DECISIONS ABOUT TODAY ABOUT GOING TO JAIL OR NOT GOING TO JAIL THAT HAPPENS ALL THE TIME. AND THIS WOULD JUST BE ANOTHER SET OF DECISIONS WE WOULD BE MAKING COLLECTIVELY AND CREATING A WAY BETTER OPPORTUNITY FOR PEOPLE TO RECOVER AND GET THEIR ACT TOGETHER. THE LAST THING I WOULD SAY, THERE'S NO MAGIC BULLETS HERE. WE ARE TALKING ABOUT THIS LOW-LEVEL CRIMINAL POPULATION WITH ADDICTIONS AND SOMETIMES MENTAL HEALTH ISSUES, ARE PEOPLE WHO AS LANE SAID, ANNOY PEOPLE A LOT, A LOT OF THE TIME. AND SO -- AND WHETHER WE'RE PUTTING THEM IN JAIL, WHETHER WE'RE PUTTING THEM IN TREATMENT, IN LEAD, WHETHER WE'VE GOT A PROBATION

OFFICER WITH THEM, THEY MAY CONTINUE TO DO SOME BEHAVIORS THAT THE COMMUNITY DOESN'T LIKE. BUT WE NEED TO DECIDE WHETHER WE CRIMINALIZE THOSE BEHAVIORS AND IF WE HAVE CRIMINALIZED THOSE BEHAVIORS WHAT ARE RESPONSES TO THOSE BEHAVIORS? AND WHETHER THAT RESPONSE IS PUSHING PEOPLE TOWARD TREATMENT OR PUTTING PEOPLE IN JAIL WHERE THEY KIND OF DON'T CARE AND THEY GO BACK OUT AND ANNOY SCOTT'S PROBATION OFFICERS AGAIN.

Commissioner Shiprack: YOU KNOW, AND I REALIZE WHEN YOU SERVE MODESTLY, VERY MODESTLY SAY THAT THE FEW YEARS THAT HAVE SEPARATED YOU FROM BEING IN SCOTT'S FEET AS THE HEAD OF THE DEPARTMENT OF COMMUNITY JUSTICE, AND BETWEEN THEN AND NOW, THAT 94 LONGER A PUBLIC SAFETY EXPERT, SO WE COULD PROBABLY DO A REFRESHER, BECAUSE IT'S GOOD TO HAVE AS MANY PUBLIC SAFETY EXPERTS AT THE TABLE AS WE CAN. I REALIZE -- I'M CERTAINLY NOT A PUBLIC SAFETY EXPERT, BUT I DO HEAR FROM AUTHORITATIVE PEOPLE, AND I THINK ACTUALLY FROM EVERYONE SITTING HERE TODAY, THAT PEOPLE WITH MENTAL ILLNESS IN PARTICULAR ARE OFTEN SWEEPED INTO THE JAIL AS ALTERNATIVE TO BEING DIRECTED TO THE HEALTH TREATMENT THAT THEY NEED. DO YOU AGREE WITH THAT STATEMENT?

Joanne Fuller: I DO. I DON'T THINK THAT PEOPLE WINE UP GOING TO THE JAIL JUST SOLELY BECAUSE THEY'RE MENTALLY ILL, BUT WHAT HAPPENS IS THEIR ILLNESS, THEIR LACK OF BEING MEDICATED, THEIR LACK OF BEING ENGAGED IN TREATMENT LEADS TO THEM EXHIBITING BEHAVIOR AND DOING CERTAIN THINGS THAT BRING THEM TO THE ATTENTION OF THE POLICE THAT THEN THEY WIND UP AT THE JAIL. SO I THINK IT'S IMPORTANT FOR PEOPLE WHO DON'T UNDERSTAND HOW THIS SYSTEM WORKS TO SAY THAT, EVEN THOUGH I KNOW YOU KNOW THAT, COMMISSIONER, BECAUSE IT -- WE'RE NOT PUTTING PEOPLE IN THE JAIL JUST BECAUSE THEY HAVEN'T ENGAGED IN TREATMENT. WE'RE PUTTING PEOPLE IN JAIL BECAUSE THEY HAVEN'T ENGAGED IN TREATMENT, THEY HAVEN'T GOTTEN TREATMENT.

THAT SAID, A LOT OF THE POPULATION WE'RE TALKING ABOUT ARE VERY WELL KNOWN TO THE TREATMENT COMMUNITY. AND ONE OF THE CHALLENGES WE HAVE IS THAT IN ORDER FOR THEM TO BE SUCCESSFUL IN TREATMENT, THEY NEED A VERY DEEP DIVE OF ENGAGEMENT WHICH FROM MY UNDERSTANDING OF THE LEAD PROGRAM, IS A PART OF THAT WORK. THEY -- WE ALSO HOPE THAT AS WE -- AS LEGACY EMANUEL AND THEIR PARTNERS DEVELOP UNITY, AS PEOPLE MOVE THROUGH THE PEZ, THE PSYCHIATRIC E.R., THAT AT THE END OF THAT WHAT'S SUPPOSED TO BE A 23-HOUR PROCESS, THAT THE -- AT THE MOST, THAT THOSE FOLKS ARE CAUGHT BY FOLKS IN THE TREATMENT SYSTEM AND AGAIN, THEY'RE PROBABLY GOING TO BE PEOPLE WHO KNOW THOSE PEOPLE PRETTY WELL AND HAVE SEEN THEM BEFORE. AND THEN THEY'RE ABLE TO ENGAGE THEM.

Commissioner Shiprack: I WANT TO FOLLOW UP ON THIS, BECAUSE I KNOW UNITY IS COMING ONLINE, BUT EVEN WITHOUT UNITY, THERE IS SOME SORT OF COMMUNITY MENTAL HEALTH SYSTEM THAT EXISTS IN MULTNOMAH COUNTY.

Joanne Fuller: ABSOLUTELY. ARE YOU GOING TO APPROVE A BUDGET NEXT WEEK THAT INCLUDES NOT ONLY MEDICAID FUNDING FOR SUCH A SYSTEM, BUT ALSO ANOTHER 16ISH MILLION DOLLARS OF COUNTY GENERAL FUND THAT HELPS TO FUND MENTAL HEALTH AND ADDICTION TREATMENT IN MULTNOMAH COUNTY.

Commissioner Shiprack: SO WHERE I'M GOING WITH THIS, YOU KNOW THAT THE GROUP AROUND THE MCARTHUR SAFETY AND JUSTICE CHALLENGE GRANT TABLE CONSIDERED THREE MAJOR AREAS OF OPPORTUNITY TO REDUCE THE USE OF JAIL, WHICH VERY OFTEN TURNS OUT TO BE INEFFECTIVE AND INEFFICIENT MAINLY THAT WE CAN OBSERVE FROM THE WAY PEOPLE, THE RAPIDITY WITH WHICH PEOPLE RECYCLE THROUGH JAIL IT'S ALMOST AS IF THERE ARE NO STRANGERS HERE, WE'RE VERY MUCH ON A FIRST NAME BASIS BETWEEN THE CORRECTIONS OFFICERS AND THE FOLKS WHO THEY ARE SUPERVISING IN OUR FACILITIES DURING THOSE CONVERSATIONS THE THREE AREAS OF LOW HANGING FRUIT WERE IDENTIFIED AS LOW LEVEL OFFENDERS WHO WILL BE ADDRESSED IN THE LEAD PROGRAM,

PEOPLE WITH MENTAL ILLNESS WHO ARE AGAIN CHURNING THROUGH JAIL, AND RACIAL AND ETHNIC DISPARITY IN THE JAIL. AND THE LOOK AT THIS WAS DONE WITHOUT FINGER POINTING, THIS IS A TABLE OF PEOPLE OF GOODWILL AND GREAT EXPERIENCE AND SOME FRUSTRATION SITTING AT A TABLE TOGETHER LOOKING FOR SOLUTIONS AND ONE OF THE SOLUTIONS THAT WAS PINPOINTED HAD TO DO WITH PLACING A SERVICE IN FRONT OF THE BOOKING FACILITY, WHICH WOULD DO A MENTAL HEALTH ASSESSMENT OF PEOPLE WHO HAD BEEN ARRESTED AND BROUGHT TO THAT ENTRY TO THE JAIL. AND I WONDER, AND I HAVE INTRODUCED AN AMENDMENT WHICH PAYS FOR THAT SERVICE WHICH IS SOMEWHAT EXPENSIVE, BECAUSE IT REQUIRES AROUND THE CLOCK PROFESSIONAL MEDICAL OBSERVATION THAT THIS IS 24/7, THIS GETS INTO SOME OF THE ISSUES THAT WE HAVE WITH PROVIDING STAFFING IN OUR JAIL, IT'S POST FACTOR KIND OF STAFFING SITUATION, AND I WONDER IF YOU COULD TALK ABOUT WHAT WE MIGHT EXPECT TO SEE FROM A SERVICE LIKE THAT. JUST SUSPENDING EVERYONE'S DISBELIEF FOR A SECOND, LET'S SAY THAT THERE WERE NO ISSUES WITH FUNDING AT WHAT KIND OF RESULT WOULD A SERVICE LIKE THAT PROVIDE?

Joanne Fuller: SURE. SO THE CONCEPT HAS BEEN THAT WE WOULD PUT PSYCH NURSES AT THE DOOR OF THE JAIL AT BOOKING, ESSENTIALLY, AND TODAY WE HAVE MENTAL HEALTH, WE HAVE A CORRECTIONS HEALTH STAFF THAT EYEBALL PEOPLE AND TURN PEOPLE AWAY IF THEY HAVE AN INJURY THAT -- WHERE THEY REALLY NEED TO BE TREATED IN AN EMERGENCY ROOM WHERE

THEY COULD BE LOCKED LODGED AT THE JAIL. IT'S SORT OF THE SAME CONCEPT WHERE WORKING WITH THE JUDGES I THINK WE NEED TO FIGURE OUT WHAT IS THE LEVEL OF CRIMINAL CHARGE THAT THEY WERE WILLING TO HAVE US BASICALLY TURN AWAY, AND THEN IF THE NURSES SAW SOMEONE WITH THAT CRIMINAL CHARGE WHO ALSO HAD A MENTAL HEALTH CLEARLY A MENTAL HEALTH ISSUE, THEY COULD THEN TURN THEM AWAY FROM THE DOOR OF THE JAIL AND GET THEM TO TREATMENT. IT MAKES A LOT OF SENSE, I THINK, AS YOU SAID, COMMISSIONER, IT'S EXPENSIVE BECAUSE WE NEED TO DO IT ROUND THE CLOCK. BUT I THINK IT HAS A LOT OF MERIT, ESPECIALLY AS WE BUILD A COMMUNITY THAT HAS OTHER OPTIONS SO THAT WE'RE NOT JUST SENDING THOSE PEOPLE BACK INTO OVERBURDENED E.R.S THAT WE'VE GOT TODAY, BUT WE'RE TRYING TO CREATE OTHER OPTIONS. SO PART OF WHAT WE'D WANT TO DO IS CONNECT THAT SERVICE DEEPLY WITH OUR MENTAL HEALTH SYSTEM TO BE ABLE TO FIGURE OUT WHERE THESE PEOPLE MIGHT HAVE RECEIVED MENTAL HEALTH CARE BEFORE, BECAUSE I SAID THE VAST MAJORITY OF THESE PEOPLE HAVE RECEIVED SOME MENTAL HEALTH CARE SOMEWHERE, AND TRY TO GET THEM RECONNECTED WITH THAT SYSTEM ALONG WITH SORT OF AN EMERGENCY KIND OF RESPONSE.

Commissioner Shiprack: YOU SAY THE VAST MAJORITY OF THESE PEOPLE ARE MANY OF THESE PEOPLE, WHAT ARE THE NUMBERS? WHERE IS THE DATA ON THESE PEOPLE?

Joanne Fuller: WE LOOKED AT DATA IN THE MACARTHUR FOUNDATION WORK, AND I DON'T HAVE THOSE NUMBERS IN FRONT OF ME, BUT WE KNOW THAT WE HAVE REALLY SIGNIFICANT NUMBERS OF PEOPLE SHOWING UP AT THE JAIL WHO HAVE MENTAL HEALTH AND ADDICTIONS ISSUES. AND I REALLY WANT TO EMPHASIZE THE ADDICTIONS, BECAUSE A LOT OF CRIMINAL BEHAVIOR IS DRIVEN BY ADDICTIONS AND I THINK -- ADDICTION AND I THINK WE FORGET THOSE ARE COMPANION DISORDERS, OFTEN TIMES. ONE OF THE THINGS I WANT TO POINT OUT IS THE JUDGE WAS ALSO TALKING ABOUT THE EXPANDED ASSIST WORK, AND THAT'S A COMPLICATED INTERSECTION BETWEEN THE MENTAL HEALTH SYSTEM AND THE CRIMINAL JUSTICE SYSTEM AND THE STATE HOSPITAL, AND THE JAIL AND THE JUDGES. AND WE'VE BEEN, YOU ALL HAVE MET GENE DETTINGER WHO RUNS THE GREAT TEAM THAT WORKS ON TRYING TO TREAT THOSE PEOPLE IN THE COMMUNITY, SO THAT THEY'RE NOT SITTING IN OUR JAIL OR SITTING IN THE STATE HOSPITAL. AND REALLY NOT GETTING ANY TREATMENT OR INTERVENTION. I THINK THAT'S ALSO ANOTHER OPPORTUNITY WE HAVE TO EXPAND, WE'VE ASKED STATE FOR ADDITIONAL FUNDING FOR THAT JUDGE JONES IS GOING TO MEET WITH LYNN WITH THAT ISSUE NEXT FRIDAY, AND NEIL ROTMAN WHO YOU KNOW IS GOING TO GO WITH HIM, AND I THINK MAKE ANOTHER PITCH FOR FULL FUNDING FOR THAT EFFORT FROM THE STATE.

Chair Kafoury: LET US KNOW IF THERE'S SOMETHING WE CAN DO TO HELP.

Joanne Fuller: I WILL INDEED, THANK YOU. I HOPE I ANSWERED YOUR QUESTION.

Chair Kafoury: THERE THIS HAS BEEN VERY INTERESTING. DO WE HAVE ANY OTHER QUESTIONS OR COMMENTS?

Commissioner Smith: THANK YOU, MADAM CHAIR. I HAVE A COMMENT AND ACTUALLY IT'S A BUDGET EA. AS YOU ARE TRYING TO FIGURE OUT HOW TO SPEND THE MONEY, IN ORDER TO PAY FOR COMMISSIONER MCKEEL'S AMENDMENT, I'M SUGGESTING THAT WE MOVE THE MILLION DOLLARS FROM PROGRAM OFFER 10009C AND FROM PROGRAM OFFER 25003-17.

Chair Kafoury: WHAT ARE THOSE PROGRAM SENATORS.

Commissioner Smith: ONE IS THE ECONOMIC OPPORTUNITY, THE OTHER ONE IS THE DSSJ.

Chair Kafoury: IS THAT THE END OF YOUR AMENDMENT? DO YOU HAVE MORE?

Commissioner Smith: I DO. I DO. AND TO ADD A MILLION TO THE SUN YOUTH ADVOCACY PROGRAM TO MAKE IT \$1.3 MILLION, SO THAT ANYONE WHO HAS AN UNINTENDED CONSEQUENCE THAT THEY'RE ABLE TO USE THOSE DOLLARS. AND TO PAY FOR THE CHAIR'S AMENDMENT FOR THE 800,000, TO USE THE MULTNOMAH STABILITY PROGRAM OFFER, THE 25139A, THE ONE FOR 845259, THAT ALSO HAS HOUSING, MENTAL HEALTH, AND NITS OUR POVERTY PROGRAM. AND SWITCH THAT PROGRAM OVER.

Chair Kafoury: OKAY. COMMISSIONER MCKEEL.

Commissioner McKeel:: THANK YOU. I WANT TO THANK COMMISSIONER SMITH FOR BRINGING THIS PANEL FORWARD, AND I WANT TO THANK ALL OF YOU FOR BEING ABLE TO ACCOMMODATE ON A FAIRLY SHORT TIME LINE. BUT TO ME, THIS IS THE KIND OF DISCUSSION THAT WE REALLY NEED TO HAVE AROUND MAKING THESE DECISIONS WE'RE MAKING ABOUT JAIL BEDS. WE -- I THINK WE ALL WOULD LIKE TO -- I'LL SPEAK FOR MYSELF, I DO WANT TO REDUCE JAIL BEDS, BUT I ALSO WANT TO MAKE SURE THAT ALL THE PEOPLE ARE CONNECTED WITH THE CORRECT SERVICES. AND THAT THOSE CORRECT SERVICES EXIST IN OUR COMMUNITY TO BE ABLE TO DO THAT. SO THOSE ARE THE QUESTIONS THAT REALLY PROMPTED ME TO BRING THE AMENDMENT FORWARD. AND AS DA UNDERHILL OUTLINED, WHAT WE CAN LOOK AT THROUGH DATA IS EXACTLY WHAT I ASKED FOR IN THE BUDGET NOTE THAT ACCOMPANIED MY AMENDMENT. SO I AGAIN SAY I THINK THIS IS THE LENS WE NEED TO BE LOOKING THROUGH, I APPRECIATE THAT EVERYBODY IS LOOKING AT WAYS TO WORK WITH THIS SITUATION, I APPRECIATE THAT WE ARE HAVING THIS CONVERSATION UP HERE AT OUR LEVEL, AND AGAIN, JUST THANK YOU FOR YOUR INPUT HERE TODAY.

Rod Underhill: CHAIR KAFOURY, IF I'M WILLING TO TAKE A STAB AT ANSWERING QUESTION NUMBER ONE THAT'S FINGERING ON YOUR BOARD WITH AT LEAST MY OPINION AND SOME INFORMATION IF THAT'S OF ANY VALUE RIGHT NOW, I DON'T --

Chair Kafoury: CAN YOU DO IT QUICKLY? I'M SORRY, I'M REALLY HUNGRY. [LAUGHTER] I'M NOT GOING TO LIE. SITTING HERE FOR --

Rod Underhill: YES.

Chair Kafoury: THANK YOU.

Rod Underhill: QUESTION NUMBER ONE, BECAUSE IT'S TWO QUESTIONS. QUESTION NUMBER ONE, IMPACT ON 3194 DOLLARS THAT COME FROM THE STATE AS IT RELATES TO THE REDUCTION IN JAIL BEDS. I THINK THERE IS A ZERO INFLUENCE WITH RESPECT TO THAT EQUATION. SO I THINK IT SIMPLY IS -- THE ANSWER IS IT DOESN'T MATTER. RELATIVE TO MONEY COMING FROM STATE, WITH RESPECT TO OUR USE OF OUR JAIL. BECAUSE THAT'S TIED INTO THE REDUCTION OF PRISON BEDS. THEY'RE NOT LOOKING AT OUR USE OF JAIL. QUESTION NUMBER TWO, HOW MANY 3194 OFFENDERS ARE CURRENTLY OCCUPYING JAIL BEDS? THIS IS -- I'LL GIVE ACOUPLE OF DATA POINTS AND TELL YOU WE'RE LOOKING INTO IT. HERE ARE THE DATA POINTS. ROUND NUMBERS, 1,000 OFFENDERS PER YEAR QUALIFY FOR THE MCJRP DESIGNATION. THOSE ARE 1,000 PRESUMPTIVE PRISON OFFENDERS GO INTO THIS PROGRAM.

THAT'S A ROUND NUMBER. MULTNOMAH COUNTY. CLOSER TO 1100, I'M GOING TO CALL IT A THOUSAND BECAUSE IT'S EASIER MATH FOR ME. HISTORICALLY, 45% IN OUR CONTROL GROUP, 45% OF THAT 1,000, SO IN OTHER WORDS, 450 IN A CALENDAR YEAR, HISTORICALLY HAVE BEEN PLACE ORDER PROBATION. WITH THE ADVENT OF MCJRP, THAT NUMBER HAS MOVED FROM 45% ON PROBATION, 450, TO BETWEEN 70 AND 75%. ON PROBATION. SO WE'VE INCREASED A NUMBER OF INDIVIDUALS WHO DON'T GO TO DSC BUT STAY IN OUR LOCAL COMMUNITY BY A SUBSTANTIAL PERCENTAGE. ROUND NUMBERS, YOU CAN THINK 250 TO 300 INDIVIDUALS ARE NOT GOING TO DOC, BUT STAYING HERE. THE VARIABLES I THINK WE'VE TEASED OUT THAT HELP TO ANSWER THE QUESTION ARE FIRST, THESE OFFENDERS ALREADY EXISTED, SO IT'S NOT NEW PEOPLE. IT'S, ARE THEY STAYING LONGER IN OUR JAIL AS WE ATTEMPT TO RESOLVE THE DISPOSITION QUESTION, SO THAT LENGTH OF STAY PRETRIAL, BECAUSE SOME STAY IN CUSTODY PRETRIAL. IS THAT PERIOD OF TIME LONGER, AND THEN SECONDLY, WHEN WE DON'T SEND SOMEONE TO PRISON,

DO WE IMPOSE SOME DEGREE OF A LOCAL JAIL SENTENCE AND/OR DO THEY SOME OF THEM VIOLATE PROBATION AND COME BACK TO OUR JAIL WHILE ON

PROBATION? REMEMBER, BECAUSE WE'VE INCREASED OUR PROBATION NUMBER BY 250 OR SO IN A CALENDAR YEAR, WE GOT THESE THREE DATA POINTS TO HELP ANSWER YOUR QUESTION. THIS GROUP, THE MCJRP GROUP, MANY OF WHICH WHO ARE RIGHT HERE BEFORE YOU, HAVE IDENTIFIED THIS AS AN AREA THAT WE NEED TO RESEARCH, WE'VE IDENTIFIED A SUBCOMMITTEE WITHIN OUR WORK GROUPS, CALLED THE COST BENEFIT ANALYSIS TEAM. THIS IS ONE OF THE QUESTIONS WE ARE ASKING OURSELVES TO ANSWER FOR OURSELVES AND WE'LL SUPPLY YOU OF COURSE WITH THE ANSWER ALL OF YOU WITH THE ANSWER, ONCE WE'VE TEASED OUT WHAT THAT ANSWER IS. WE DON'T HAVE IT RIGHT NOW. BUT THAT'S THE QUESTION.

Commissioner Smith: THIS IS SOMETHING THAT'S GOING TO TAKE SOME WEEKS TO DO.

Rod Underhill: IT IS.

Scott Taylor: I JUST WANT TO ADD, ROD AND I ALWAYS HAVE THIS CONVERSATION, THAT PIECE, WHAT WE HAVEN'T BEEN IN BUSINESS LONG ENOUGH WITH 3194 IS, ALL THESE FOLKS THAT THE 65% THAT USED TO GO TO PRISON, THEN COME OUT AROUND SUPERVISION AND USE THE JAIL ALSO. SO PART OF THE QUESTION WE HAVEN'T BEEN ABLE TO STUDY IS, BY DIVERTING THEM EARLIER, DO WE REDUCE THE OVERALL USE OF THE JAIL OF THIS POPULATION BY THEM BEING MORE SUCCESSFUL AT THE FRONT END RATHER THAN WHEN THEY COME OUT, BECAUSE EITHER WAY, THEY'RE BEING MANAGED HERE. SO THAT'S WHY IT'S TAKING US SOME TIME AND SOME LOOKING AT, WHAT DOES THAT REALLY MEAN AND HOW MANY SANCTIONS DO WE DO ON THE PAROLEE GROUP VERSUS THE PROBATIONARY GROUP, AND THIS GROUP, AND THAT'S WHY ANY TIME YOU GET IN THE PUBLIC SAFETY CIRCLE, WE --

Commissioner Shiprack: MAY I STEP IN? AS LONG AS IT'S BEEN PLACED IN FRONT OF US, AND ALL OF YOU ARE WORKING TOGETHER TO FIND BALANCE INSIDE A SYSTEM AND TO ACTUALLY SEE INSIDE A SYSTEM, AND THE THREAT THROUGH YOUR COMMENTS TODAY IS THAT DATA HAS SOME REEL VAFS TO THIS EXERCISE, AND I AM STUNNED, FRANKLY. THAT THE PROPOSAL HAS BEEN MADE THAT WE DISMISS DATA ALL TOGETHER AND GO WITH SOME SORT OF COMBINATION OF STRONGLY HELD OPINIONS AND IGNORANCE IN PLACE OF DATA, AND I SUPPOSE I HAVE A STRONGLY HELD OPINION ABOUT WHERE THAT WILL GET US. AND I'M WONDERING IF THERE IS ANY ANECDOTAL INFORMATION THAT YOU MIGHT BE ABLE TO SHARE ABOUT ANY IMPACT THAT DSSJ OR THE EXISTENCE OF DATA ABOUT THIS SYSTEM THAT YOU ALL HOLD VERY CLOSE CONTROLS ON ABOUT THE INTERSECTION OF INFORMATION AND GOOD POLICY MAKING.

Nan Waller: CERTAINLY DSSJ HAS BEEN I THINK AN INCREDIBLE EXAMPLE TO OTHER PARTS OF THE STATE AS TO WHAT WE CAN DO, SO COMMISSIONER

SMITH WHEN YOU MENTIONED DSSJ I THOUGHT, AH, WE NEED TO CONTINUE TO BE ABLE TO DO DATA ANALYSIS, EACH OF US HAVE DATA ANALYSTS WHO CAN DO DATA ANALYSIS FOR US. WHAT DCCJ DOES, IT BRINGS TOGETHER ALL OF THAT DATA, IN A WAY THAT BEGINS TO GIVE US A MUCH BETTER IDEA OF THE HYDRAULICS OF, IF YOU DO -- IF THE POLICE DO THIS, WHAT'S THE IMPACT GOING TO BE OVER HERE DOWNSTREAM? IT ALLOWS US TO LOOK AT SPECIFIC PARTS OF OUR COMMUNITY, WHICH IS ONE OF THE QUESTIONS THAT YOU HAD IN TERMS OF LOOKING AT IF WE HAVE MORE POLICE HERE, WHAT'S THE IMPACT THEN IN TERMS OF NUMBERS OF ARRESTS. SO I -- BECAUSE WE HAVE REALLY TRIED TO BE VERY DISCIPLINED ABOUT HOW WE MAKE DECISION AND WE BASE UPON THOSE -- WHAT WE SEE AS BEST POLICY, BEST EVIDENCE, BUT ALSO OUR DATA AND KEEPING TRACK AND HOLDING OURSELVES ACCOUNTABLE SO I -- DSSJ IS AN OLD SYSTEM, AND IT NEEDS SOME NEW LIFE IN ORDER TO BE ABLE TO -- A NUMBER OF US BOTH ROD AND THE COURT INVESTED BECAUSE WE SEE IT AS SO IMPORTANT, WE CARVED OUT PIECES OF OUR BUDGET TO GET DATA ANALYSTS ON BOARD BECAUSE WE WANT TO SUPPORT THE EFFORT OF DSSJ MOST EFFECTIVELY.

Commissioner Smith: AND I AGREE WITH YOU, I'M NOT TRYING TO TAKE THAT AWAY BECAUSE WE CURRENTLY HAVE A DSSJ SYSTEM. THERE'S MORE TO MY AMENDMENT THAT I'M GIVING TO THEM. THE OTHER PIECE WAS TO TAKE THAT MILLION DOLLARS OUT OF EXISTING FUNDS FROM FACILITIES AND USE THE MILLION -- THE HARD MILLION DOLLARS TO ACTUALLY PAY FOR COMMISSIONER MCKEEL'S AMENDMENT TO KEEP THE JAIL OPEN HALF-TIME. SO IT'S NOT TO TAKE -- I HAVE -- IT'S NOT TO TOTALLY TAKE AWAY DSJJ, IT'S TO TAKE THE HARD DOLLARS AND TO HAVE FACILITIES THROUGH OUR I.T. DEPARTMENT PAY FOR THAT SYSTEM WITH THEIR EXISTING DOLLARS THAT THEY HAVE IN THE SYSTEM. SO THAT NEEDS TO BE ADDED TO -- AND I HAVE IT HERE. SO THANK YOU. I TOTALLY DO AGREE, YOU DO NEED THE INFORMATION. I TOLD THE FOLKS THE OTHER DAY I SUPPORT THIS THE SOFTWARE, THE ISSUE WITH THE MILLION DOLLARS, IT WASN'T DESEGREGATED. HOW MUCH OF THAT IS FOR SOFTWARE, HOW MUCH OF IT - - IT WASN'T IDENTIFIED IN THE PROGRAM OFFER, IT WAS IDENTIFIED AS INTERNAL SERVICES. AND BECAUSE IT WAS IDENTIFIED AS INTERNAL SERVICES, AND NOT DESEGREGATED, I DON'T KNOW HOW MUCH THE FTE IS, NOR DO I KNOW HOW MUCH THE SOFTWARE IS. BUT WHATEVER IT IS, IN TERMS OF THE SOFTWARE, IT CAN COME OUT OF EXISTING FUNDS.

Nan Waller: I WILL SAY, COMMISSIONER SMITH, THAT IN OUR DISCUSSIONS ABOUT THE NEED FOR A GOVERNANCE STRUCTURE, WE'RE DEALING WITH SIGNIFICANT INFORMATION COMING FROM MULTIPLE SOURCES AND WE ABSOLUTELY NEED TO HAVE THE ABILITY TO HAVE AGREEMENTS IN A GOVERNANCE STRUCTURE THAT WILL SUPPORT THE VAST AMOUNT OF INFORMATION THAT GOES BACK AND FORTH ACROSS SYSTEMS. SOME OF WHICH IS VERY -- THEY'RE THERE ARE ALL SORTS OF ISSUES IN TERMS OF PRIVACY ISSUES, HOW WE USE THAT DATA, AND I THINK THAT WITHOUT THAT

PIECE IN PLACE -- IN TERMS OF THE DEVELOPMENT OF A GOVERNANCE STRUCTURE REQUIRES THAT WE ACTUALLY HAVE PEOPLE ON BOARD, WE CAN'T CARVE OUT FROM ALL OF OUR SYSTEMS ENOUGH OF AN FTE IN ORDER TO DO THAT. WE'VE TRIED THAT PREVIOUSLY IN SOME EFFORTS, IT DOESN'T GET US TO WHERE WE WANT TO BE. I WANTED TO PROVIDE YOU THAT PERSPECTIVE.

Commissioner Smith: I APPRECIATE, THAT BECAUSE THIS STNT FIRST CONVERSATION I HAD WITH SOMEONE WHY IT'S IMPORTANT, SO IT'S SOUNDS LIKE TO ME THERE NEEDS TO BE ONGOING MONEY, AND MY QUESTION WHEN I HEARD ABOUT THIS A WEEK AGO FROM ABBY FOR THE FIRST TIME THAT I SAID IS THIS ONE-TIME-?ONL SHE SAID ONE-TIME-ONLY MONEY. THE PROBLEM IS, IF SHE WANTED 90 ONGOING, THE REQUEST SHOULD HAVE BEEN IN FOR ONGOING. IT DIDN'T COME THROUGH THE DEPARTMENT, IT CAME LATE IN THE CHAIR'S EXECUTIVE BUDGET. SO THERE IS SOME HOUSEKEEPING THINGS THAT NEED TO TAKE PLACE. IF THIS WAS A HUGE PRIORITY, I WOULD HAVE HAD LOVED TO HAVE SEEN THIS IN ONE OF YOUR BUDGETS ORIGINAL BUDGET OFFERS. IT SOUNDED LIKE IT WAS SOMETHING THAT WAS LATE, IT WAS THOUGHT ABOUT LATE, AND NO ONE WALKED AROUND AND TALKED ABOUT IT. UNTIL LAST WEEK. TO ME.

Chair Kafoury: I HAVE A BUDGET NOTE. JUST MOSTLY A CLARIFICATION. AS THE FUNDS ARE ALREADY IN CONTINGENCY, IT'S A BUDGET NOTE, THE HEALTH DEPARTMENT INTENDS TO WRAP DOWN SOME BEHAVIORAL HEALTH CRISIS SERVICES, PROGRAM OFFER 40069, AS THE UNITY CENTER BEGINS SERVING CLIENTS. THE BOARD PLACED, OR AN EXECUTIVE BUDGET, HOPEFULLY NEXT THURSDAY, THE BOARD WILL PLACE 629,532 DOLLARS IN CONTINGENCY TO FUND CONTINUING HEALTH CRISIS SERVICES IN THE EVENT THAT THE OPENING OF UNITY IS DELAYED OR DOES NOT MATCH EXPECTATIONS. DO WE HAVE ANY OTHER --

Commissioner Shiprack: I HAVE ONE MORE COMMENT.

Commissioner McKeel: I HAVE ONE MORE COMMENT. I FAILED TO MENTION THAT THE D.A. HAS TALKED TO ME ABOUT THE LEAD PROGRAM, WHICH I FULLY SUPPORT, AND THAT YOU ARE TALKING TO GRESHAM ABOUT THIS AS WELL. AND I JUST WANT US, WE'VE TALKED IN THE CONTEXT THIS MORNING OF THE CITY OF PORTLAND, AND MULTNOMAH COUNTY AND WHAT WE'RE GOING TO DO, AND I WANT TO REMIND EVERYONE THAT COUNTY IS BIGGER THAN THAT, AND THAT WE WANT TO MAKE SURE IT'S IMPORTANT ALSO THAT WE MAKE SURE THAT SERVICES ARE AVAILABLE COUNTYWIDE, FOR THE PROGRAMS AND OPTIONS THAT WE'RE LOOKING AT. AS WE ARE SERVING OTHER PEOPLE. AND JUST SO YOU KNOW I DO SUPPORT DSSJ. I REMEMBER MIKE SHRUNK BEING IN FRONT OF US TALKING ABOUT IT.

Commissioner Shiprack: I JUST WANT TO THANK ALL OF YOU, ALL OF YOU WHO HAVE COME TODAY TO HELP DESCRIBE THIS SYSTEM, WHICH IS VERY COMPLEX, AND WHICH HAS SPREAD OUT IN TERMS OF OUR AWARENESS OF THE CONTEXT OF THE COMMUNITY THAT IS INVOLVED IN THE PUBLIC SAFETY SYSTEM. AND THAT IS ALL THAT IS ALL OF YOU, AND IT IS ALL OF YOU WORKING TOGETHER TO FIND BALANCE WITHIN THE SYSTEM. AND I REALLY APPRECIATE HOW ENGAGED YOU ARE AND CONTINUE TO BE WITH THIS.

Chair Kafoury: I WANT TO THANK YOU AS WELL FOR COMING THIS MORNING. IT WAS A VERY INTERESTING CONVERSATION, AND I KNOW THIS IS JUST THE BEGINNING, SO WE HAVE A LOT OF WORK AHEAD. THANK YOU SO MUCH. AND THAT IS THE LAST ITEM ON OUR AGENDA FOR TODAY. WE WILL RETURN HERE ON TUESDAY, MAY 24TH, AT 10:00 A.M. TO REVIEW OUR FINAL AMENDMENTS BEFORE THE BIG DAY. BUDGET ADOPTION, NEXT THURSDAY. DRUM ROLL.

Commissioner Smith: MADAM CHAIR, WHEN IS THE LAST TIME TO TURN IN AN AMENDMENT?

Chair Kafoury: TUESDAY, MAY 24TH.

Commissioner Smith: THANK YOU. CAPTIONING PERFORMED BY LNS

ADJOURNMENT – 11:53 a.m.

Chair Kafoury: ALL RIGHT, WELL THANK YOU ALL FOR COMING AND WE WILL SEE YOU NEXT WEEK. WE'RE ADJOURNED. [GAVEL]

[THESE MINUTES UTILIZE THE REAL-TIME TRANSCRIPT PRODUCED BY LNS CAPTIONING AND MAY INCLUDE ERRORS DUE TO MISHEARING, TECHNICAL DIFFICULTIES AND/OR THE STENOGRAPHY DICTIONARY SOFTWARE.]

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