



**LOUISVILLE METRO CRIMINAL
JUSTICE COMMISSION**

Budget Hearing Presentation

MAY 31, 2018



Metro Criminal Justice Commission

Staff Activity Report

May 2018

I. MCJC Board	Status
Metro Criminal Justice Commission (MCJC) Board Meeting (June 21, 2018)	<ul style="list-style-type: none"> • Staff compiled weekly tracker of criminal justice-related bills throughout the 2018 legislative session. The final legislative update was presented at the April 19th Board meeting. In preparation for the 2019 session, MCJC Director will register as Legislative Agent to facilitate legislative activity for the MCJC Board. • The Research Network for Misdemeanor Justice (RNMJ) is an expansion of the Misdemeanor Justice Project in New York City and includes an alliance of seven jurisdictions seeking to better understand trends in the enforcement of low-level offenses such as misdemeanors, summonses/citations, and police stops. The RNMJ recently upgraded Louisville from a partner site to a core site. Core sites include Durham, NC; Los Angeles, CA; Louisville, KY; Meridian, MS; Prince George's County, MD; Seattle, WA; and St. Louis, MO. As a result of the upgraded status, research funding has been received for 2018 and 2019. The funding will provide resources needed to produce reports related to critical issues in Louisville. As a core site, Louisville will also be able to participate in cross-site analyses with the other RNMJ core sites. At the April 19th MCJC Board meeting, Dr. Schaefer presented the first report entitled "Tracking Enforcement Rates in Louisville, 2009-2016."
II. Major Justice Initiatives/Strategic Priorities	Status
Jail Policy Committee (June 19, 2018)	<ul style="list-style-type: none"> • The Jail Policy Committee has continued to meet on a regular basis to evaluate data on likely contributing factors to the population increase and monitor implementation of recommendations approved by Jail Policy Committee members. New recommendations were approved by the committee in March and April 2017. Additional funding was included in the FY 18 Budget for the County Attorney's Office to hire a part-time prosecutor and for the Public Defender's Office to hire a part-time public defender to expedite and resolve eligible cases in Arraignment Court. The Home Incarceration Program Work Group was convened in September 2017 and has met nine times to review research related to evidence-based practices and Home Incarceration Programs (HIP) in other jurisdictions as it relates to levels of supervision and management of program violations. Members are currently reviewing a draft supervision grid to submit to the Jail Policy Committee for consideration. The next meeting of the Jail Policy Committee is scheduled for June 19th.

Dual Diagnosis Cross-Functional Team (DDCFT) (TBD)	<ul style="list-style-type: none"> As part of the Community Care Management Network (CCMN) Pilot, a Business Associate Agreement between the Metro Criminal Justice Commission (MCJC) and University of Louisville Hospital (ULH) has been signed, and the DDCFT is in process working with ULH to cross-reference and identify an initial cohort of “Familiar Faces” to participate in the project. The goal of the CCMN Pilot is to promote information sharing and coordinate care delivery for high system utilizers, also known as “Familiar Faces,” who may be referred from five potential points of entry—mental health, substance abuse, criminal justice, homelessness, and medical/dental. The CCMN will use the Homeless Management Information System (HMIS) as the technical platform for the project. In September 2017, the MCJC was awarded \$400,000 through the Bureau of Justice Assistance Comprehensive Opioid Site-based Program to pilot the Law Enforcement Assisted Diversion (LEAD) Program. The Louisville LEAD Pilot will incorporate a new pre-arrest diversion option for individuals suffering from substance abuse disorders involving opioids. Police will exercise discretionary authority at the point of contact to divert 50 individuals from designated police beats in the Russell and Portland neighborhoods into a community-based, harm-reduction intervention. The 30-month grant includes a six-month planning phase, an 18-month project implementation phase and a six-month evaluation period. The LEAD Planning Team is currently in process of drafting operational protocols for the pilot and has hired a Project Coordinator for day-to-day operations. The RFP for the treatment provider that will provide case management and diversion services is currently in process. It is anticipated that the LEAD Pilot will launch in June 2018.
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III. Ordinance-Based Committee Staff Support	Status
Domestic Violence Prevention Coordinating Council (DVPCC) (July 26, 2018)	<ul style="list-style-type: none"> A comprehensive safety audit/community assessment of current domestic violence case processing that will include recommendations for system improvement was funded by LMPD and is currently underway. The consultant, Professor Emily Sack, has conducted two on-site visits and is currently in process of working on the draft report. A Domestic Violence Risk Assessment Working Group was formed in October 2016 to facilitate local implementation of the ODARA Risk Assessment Tool, which predicts the likelihood of future acts of domestic violence. The ODARA tool was launched in June 2017 and is being implemented using a phased approach. It is now being used by judges to inform decisions related to bond and release on a limited number of cases. The next meeting of the DVPCC is scheduled on July 26th. The next meeting of the Fatality Review Committee is scheduled for July 20th.
Citizens Commission on Police Accountability (CCPA) (June 5, 2018)	<ul style="list-style-type: none"> At the last CCPA meeting on May 15th, members met with a delegation of police officers from Mexico to share information on the work on the committee. A new case was presented, and will be discussed on June 5th.

IV. Active Committee Staff Support	Status
Juvenile Justice Advisory Committee (JJAC) (August 2, 2018)	<ul style="list-style-type: none"> • The Alternatives to Detention (ATD)/Programming Subcommittee met in February to discuss the results of the focus group conducted with residents of LMYDS along with potential changes to the continuum of ATDs. In response to a request from Judge Bergeron, members identified recommendations for HIP violations that may lead to automatic bench warrants being issued. Data on the usage of alternatives is being reviewed and an overview of current and proposed alternative programs is in process of being drafted. The next meeting of the ATD/Programming Subcommittee is scheduled for Wednesday, June 20th. • The Juvenile Justice Fiscal Incentive Program (JJFIP) Oversight Committee met in April to discuss the pilot serving post-adjudicated youth. Application modifications were discussed as well as the referral process and the project overview document was reviewed. • The final assessment of services and supports, which was completed by Health Benefits ABCs and funded by Title II DMC funds, was presented to the JJAC and next steps were discussed. The findings of this report will be shared with partner agencies and members of the community in a series of presentations to be scheduled.
Elder Abuse Services Coordinating Committee (August 10, 2018)	<ul style="list-style-type: none"> • The Elder Abuse Services Coordinating Committee met in May and discussed legislative priorities as well as their plan for World Elder Abuse Awareness Day. Members provided agency updates and discussed upcoming events.

V. Grants Management	Status
2014 Justice & Mental Health Collaboration Grant (October 2014 – September 2018)	<ul style="list-style-type: none"> • Continuation funding received for existing Enhanced Supervision Docket/Mental Health Court and creation of a new docket for Assertive Community Treatment Team participants requiring a higher level of supervision and services to be successful. Due to programmatic delays, a no-cost one-year extension was requested and approved. The extended grant period will end on September 30, 2018.
2015 Second Chance Act Reentry Program Grant for Individuals with Co-Occurring Substance Abuse and Mental Disorders (October 2015 – September 2018)	<ul style="list-style-type: none"> • Funding received to improve outcomes and reduce recidivism for adults with co-occurring substance abuse and mental health disorders through screening/assessment of incarcerated individuals, peer support, and provision of appropriate evidence-based pre- and post-release services and treatment. Project will provide a more comprehensive transition from jail to community-based services for program participants that do not meet the definition of Serious and Persistent Mental Illness (SPMI) and have substance abuse disorders. The Comprehensive Assessment and Transition Program (CATP) launched on July 1, 2016. Due to programmatic delays, a no-cost one-year extension was requested and approved. The extended grant period will end on September 30, 2018. An additional no-cost extension will be submitted to permit utilization of remaining funds.
2016 Port Security Grant (September 2016 – August 2019)	<ul style="list-style-type: none"> • Funding for equipment and planning projects for area first responders to enhance security and response at the Port of Louisville.
2017 Port Security Grant (September 2017 – August 2020)	<ul style="list-style-type: none"> • Funding for LMPD to purchase a river patrol boat for enhanced security and response at the Port of Louisville.

2017 Comprehensive Opioid Site-based Program (October 1, 2017 – March 31, 2020)	<ul style="list-style-type: none"> Funding to pilot Law Enforcement Assisted Diversion (LEAD) for individuals suffering from substance abuse disorders involving opioids. Police will exercise discretionary authority at the point of contact to divert 50 individuals from designated police beats in the Russell and Portland neighborhoods into a community-based, harm-reduction intervention. Grant components include aggressive case management, treatment, and access to a range of community support services. Project implementation will be directed and monitored by the LEAD Advisory Council (LAC), which includes key project stakeholders. The LAC will develop an action plan that will include eligibility and exclusionary criteria; diversion and operational protocols; and development of a long-term sustainability plan.
Juvenile Justice Fiscal Incentive Program (JJFIP) (January 2018 – June 2019)	<ul style="list-style-type: none"> Funding to implement an Early Intervention Pilot Program. This pilot will serve post-adjudicated youth who are not under the supervision of the Department of Juvenile Justice.

BJA COMPREHENSIVE OPIOID ABUSE PROGRAM
Louisville Metro Law Enforcement Assisted Diversion (LEAD) Pilot
May 2018 Update

Applicant Agency: Metro Criminal Justice Commission

Grant Award: \$400,000

Grant Period: October 1, 2017 – March 31, 2020

Project Goals:

- (1) Reduce criminal justice system involvement of individuals suffering from primary opioid addiction by providing a pathway for pre-arrest diversion;
- (2) Improve outcomes for individuals suffering from primary opioid addiction by providing access to intensive case management and broad range of treatment services within a harm reduction framework; and
- (3) Add to the national body of knowledge and research base regarding implementation of the LEAD Program

Project Description:

The Metro LEAD Pilot will incorporate a new pre-booking diversion option for individuals suffering from substance abuse disorders involving opioids. Police will exercise discretionary authority at the point of contact to divert 50 individuals from designated police beats in the Russell and Portland neighborhoods into a community-based, harm-reduction intervention. Grant components include aggressive case management, treatment, and access to a range of community support services. Project implementation will be directed and monitored by the LEAD Advisory Council (LAC), which includes key project stakeholders. The LAC will develop an action plan including eligibility and exclusionary criteria; diversion and operation protocols; and developing a long term sustainability plan.

Key Partners:

Metro Criminal Justice Commission
Louisville Metro Police Department
LEAD Advisory Council
Treatment Provider – TBD
Project Coordinator - Debora McGill
Research Partner – University of Louisville, Commonwealth Institute

Pilot Evaluation:

Aim 1: To test for the effectiveness of the Louisville LEAD Pilot compared to usual care.

- Hypothesis A: The LEAD Pilot reduces criminal recidivism (i.e., arrests and charges).

- Hypothesis B: The LEAD Pilot reduces utilization of publicly-funded legal and criminal justice services (i.e., prosecution, public defense, jail, etc.).

Aim 2: To measure changes in costs to the criminal justice system.

- Hypothesis C: The LEAD Pilot reduces costs to the local criminal justice system.

Aim 3: To assess the fidelity of LEAD implementation in Louisville to the Seattle LEAD model.

- Research question: To what extent does LEAD implementation in Louisville adhere to the Seattle LEAD model?

Project Updates:

- LEAD Advisory Council members have been identified.
- Grant Agreement with the Commonwealth Institute finalized and signatures obtained.
- RFP was developed for the treatment provider; currently working with LEAD Planning Team and Metro Purchasing to negotiate budget.
- Working very closely with the Research Team and LMPD around data and will work closely with the treatment provider, once selected.
- Once the treatment provider is selected the LEAD Operational Protocols will be finalized and training for LMPD officers and the treatment provider will begin.
- Project Coordinator Debora McGill was hired.
- Launch expected in June.

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06/30/2019

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LOUISVILLE METRO CRIMINAL JUSTICE COMMISSION COMMITTEES

The Criminal Justice Commission currently provides staff support to a number of criminal justice committees and projects, as outlined below:

Criminal Justice Commission Board – Judge David Bowles, Chair; D. Scott Furkin, Vice-Chair

The Criminal Justice Commission is responsible for criminal justice planning, research, and system-wide coordination and collaboration. The 27-member Commission Board is comprised of key local, state, and federal criminal justice and public safety representatives and Metro Government officials as well as local residents representing the community.

Executive Committee

Established to develop strategic priorities for the Commission and assist with meeting agenda development. Members consist of Board Co-Chairs and Board Committee Chairs/Co-Chairs.

Legislative Committee – Scott Furkin, Chair

Formed to assist Commission members in reviewing and making recommendations on legislative proposals for annual sessions of the Kentucky General Assembly.

Jail Policy Committee – Dan Goyette and Tom Wine, Co-Chairs

Reconvened in March 2009 as an ongoing forum for jail population management.

Home Incarceration Work Group – Charged with conducting a review of the Home Incarceration Program and developing recommendations for levels of supervision based upon participant risk assessment scores along with grid of graduated sanctions.

Competency Evaluation Work Group – Convened to review and make recommendations related to video reporting of physician findings in court-ordered competency evaluations.

Dual Diagnosis Cross-Functional Team (DDCFT) – Kim Allen and Tom Walton, Co-Chairs

Convened in January 2013 by the Mayor to address the impact of individuals with co-occurring mental health and substance abuse disorders on community service providers and to identify opportunities for system improvement.

LEAD Advisory Council (LAC) – Jamie Allen, Chair

Composed of stakeholders and other justice partners who made the site visit to Seattle in November 2015 and who have been actively engaged in designing a local adaptation of the Seattle Law Enforcement Assisted Diversion (LEAD) model. The LAC will develop an action plan that includes eligibility and exclusionary criteria; diversion and operational protocols; and developing a long-term sustainability plan.

Citizens Commission on Police Accountability – Jim Burch, Chair

Created by local ordinance to review police investigations in all police shooting cases and incidents involving loss of life due to police action.

Domestic Violence Prevention Coordinating Council (DVPCC) – *Chief Steve Conrad and Ellie Kerstetter, Co-Chairs*

The Council was established by local ordinance and charged with improving interagency cooperation and communication in the area of domestic violence; promoting effective prevention, intervention, and treatment techniques; and improving the system response to domestic violence and abuse.

Interagency Committee – *Kathy Paulin and Susan Ely, Co-Chairs*

Created to serve as a forum for ongoing information sharing and problem-solving, and to provide assistance with program research and development.

Fatality Review Committee – *Kim Allen and Judge Jerry Bowles, Co-Chairs*

Established to identify areas and opportunities for enhancing coordinated agency and community responses to domestic violence. The Committee utilizes a systems-review approach in conducting multidisciplinary and multi-agency examinations of domestic violence fatalities.

Family Input Review Task Group – *Jamie Allen, Chair*

Established in November 2013 to develop a mechanism for including family member input into the fatality review process.

Elder Abuse Services Coordinating Committee – *Paul Troy, Chair*

Convened to provide a forum to help identify and coordinate the roles and services of local agencies which provide services to elder abuse, neglected and/or exploited victims. The committee also seeks to promote quality services and protections for elder victims.

Juvenile Justice Advisory Committee (JJAC) – *Chris Brown and Beth McMahon, Co-Chairs*

Established to provide a neutral forum for juvenile justice policy reform and promote collaboration among stakeholders and consensus decision-making. Members include local and state juvenile justice leaders, government officials, and community partners. The JJAC seeks to develop evidence-based and data-driven programs, strategies and recommendations that are consistent with the Kentucky Revised Statutes, core requirements of the Juvenile Justice and Delinquency Prevention Act (JJDP), core strategies of the Annie E. Casey Foundation's Juvenile Detention Alternative Initiative (JDAI), and the reduction of Disproportionate Minority Contact (DMC) throughout the juvenile justice system.

Data Subcommittee – *Libby Mills, Chair*

Formed to identify data points needed to deepen understanding of the local juvenile justice system; create processes for obtaining needed information; and standardize data collection and analysis practices including the disaggregation of all data by race and ethnicity. The Data Subcommittee will also work to establish a process for ongoing data collection and data sharing across agencies.

Alternatives to Detention (ATD)/Case Processing Subcommittee – *Carla Kirby, Chair*

Established to examine the current use of ATDs and determine the need for new ATDs based on data analysis and evidenced-based practices. This subcommittee will also examine current data related to case processing and evaluate possible solutions to reduce lengths of stay in custody, reduce time in detention for youth who are awaiting placement, and ensure that interventions with court-involved youth are timely and appropriate.

JJFIP Grant Oversight Committee – *Chair(s), TBD*

Recently created to oversee implementation of a pilot providing case management services to post-adjudicated youth who are not under the supervision of the Kentucky Department of Juvenile Justice.

One LOVE Louisville, Substance Abuse Work Group

– Patty Gregory and Ken Wright, Co-Chairs
Established to focus on strategies to promote comprehensive and effective substance abuse prevention outcomes for the community and raise public awareness on prevention and treatment programs, including those addressing youth substance abuse and overdose intervention strategies.

The Criminal Justice Commission staff also participates on a number of local and national criminal justice, juvenile justice, and technology-related committees and projects, as outlined below:

Local Committees:

- Metro Performance Partners
- Metro OPI Data Governance Committee
- Kentucky Healthy Reentry Coalition
- Juvenile Detention Alternatives Initiative Local Coordinator Group
- Subcommittee for Equity and Justice for all Youth (SEJAY – Kentucky Department of Juvenile Justice)
- Restorative Justice Louisville Program Advisory Committee
- Metro Public Health & Wellness Office of Addiction Services/Treatment Advisory Group
- SafeStat (Louisville Safe City) Cross-Functional Team
- Planning Committee, Chief Justice’s Initiative on Community Listening Sessions, Racial Fairness Commission
- Black Male Achievement Initiative (Metro United Way)

National Innovation Projects:

- National Criminal Justice Coordinating Council Network (Justice Management Institute)
- Research Network for Misdemeanor Justice (John Jay College of Criminal Justice)
- Data-Driven Justice Initiative (Laura and John Arnold Foundation)
- Frequent Utilizer Project (Laura and John Arnold Foundation)
- NACo Stepping Up Large/Urban Counties Network
- 2018 SAMHSA Best Practices Implementation Academy
- City Lead Planning Lab (Cities United)