

Meeting of the Community Corrections Partnership (CCP) and its Executive Committee (CCPEC)

MINUTES

Thursday, November 6, 2014
10:00 am-12 noon
San Francisco City Hall, Room 305
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102

Note: *Each member of the public may be allotted no more than 3 minutes to speak on each item.*

Present: Chief Wendy Still (Chair), Cristine DeBerry (for District Attorney George Gascón), Paul Henderson (for Mayor Ed Lee), Sheriff Ross Mirkarimi, Simin Shamji (for Public Defender Jeff Adachi), Joyce Crum, Greg Asay, Craig Murdock, Beverly Upton, Michael Redmond (for Chief Gregory Suhr), and Frank Williams.

Absent:

1. Call to Order and Introductions.
Paul Henderson called the meeting to order at 10:07am. Paul welcomed CCP members and interested members of the public and asked CCP members to introduce themselves.
2. Public Comment on Any Item Listed Below as for “Discussion Only.”
Paul reviewed the agenda and asked for public comment on any of the Agenda items listed for “Discussion Only”. There was none.
3. Review and Adoption of Meeting Minutes of September 11, 2014 (discussion & possible action).
Paul asked members to review the minutes from the Sept 11, 2014 meeting of the CCP. Paul asked for comments and called for a motion to adopt the minutes. Frank Williams moved to adopt the minutes. Simin Shamji seconded. Paul asked for public comment. There was none. The motion passed unanimously at 10:13am.
4. Overview of State Budget and Policy Developments (discussion only).
Paul asked Karen Shain, the new Reentry Policy Planner at APD, to provide a legislative update.

Karen introduced herself. She directed members to their packets where there is a list of 7 bills that have impacts on jails and public safety, not to mention Proposition 47. AB2060 (Perez) would provide grants through workforce development for job training for people on supervised release. There are also a couple of bills that continue the process of ending discrimination against people with

criminal convictions. All of the bills listed here are in the agenda packets and if anyone has questions, please let her know. The bills will go into effect January 1st.

She went on to explain Proposition 47, which goes into effect immediately – takes 6 felony and wobbler charges and automatically turns them into misdemeanors – including all drug possessions and property crime under \$950. It is retroactive. Those already convicted and not incarcerated can petition the court to have their convictions reduced and then they are eligible for dismissals that come with misdemeanors. Those currently incarcerated have a slightly different process. If in state prison and released under prop 47, they have one year on mandatory parole. Those pre-trial and arrested for these convictions, if they fit within criteria, will be charged as misdemeanors.

Sheriff Mirkarimi commented that criminal justice partners in San Francisco may want some guidance from the city attorney for developing a procedure to adjust their processes. Line officers don't know an individual's criminal history, so won't know whether to arrest as misdemeanor or felony. This is a complication that we may want to sort out.

Michael Redmond stated that SFPD has started to talk with the District Attorney's office and have processes in place. SFPD pushed information out to their line officers yesterday.

Christine DeBerry stated that the District Attorney's office has already shifted how they are charging these crimes as they come in. They have been in communication with SFPD that there is change in the process. The District Attorney has a 24 hour line that officers can call with any questions. The DA is set with how they are charging new crimes.

Simin Shamji stated that for those currently incarcerated or on probation, the Public Defender, District Attorney, and court are creating working group to figure out how to implement Proposition 47. The court has made a list of who is currently eligible based on charges.

Paul Henderson stated that the leadership from all of the criminal justice offices makes a huge difference. What makes Proposition 47 unique is the retroactivity of it. The implications of this on people's lives is huge. Thank you in advance for all of the work you've done and will do on this.

Karen offered her phone number for anyone who has more questions (415/553-1047).

Paul introduced Marty Krizay, Deputy Chief Adult Probation Officer, who arrived at 10:20 to take over chairing the meeting until the arrival of Chief Still.

5. Discussion of Attorney General's Proposed and Board of State and Community Corrections' Adopted Definitions of Recidivism (discussion only).

Marty directed members to materials in packet of the various definitions of recidivism. Marty introduced Karen Shain to explain.

Karen stated that recidivism definitions impact all of our work. There is a move across the state to come up with a common definition. In the packet are three different definitions. One from the Attorney General that was recently released: *"An arrest resulting in a charge within three years of an individual's release from incarceration or placement on supervision for a previous criminal conviction."*

The BSCC has their own draft which they are voting on November 7th. Karen explained the BSCC definition: “...*conviction of a new felony or misdemeanor committed within three years of release from custody or committed within three years of placement on supervision for a previous criminal conviction.*” It requires a conviction, not charge.

Chief Probation Officers of California (CPOC) has its own definition that SFAPD has been using : “*A subsequent criminal adjudication/conviction while on probation supervision.*”

This is all for your information only. There are different opinions about whether every department needs the same definition of recidivism; this is up to all of you.

Paul asked if there is going to be a singular definition developed from these three. He acknowledged that the definition often affects our funding applications for state and federal grants. Karen stated that for San Francisco, it is the CCP’s decision if we want a unified definition.

Sheriff Mirkarimi stated that the state’s Sheriff’s Association has its own definition, similar to the Attorney General’s. The California Police Chief’s Association also has its own so there are more that we may want to add to the list. There are similarities. But nothing can be synthesized statewide unless approved by the legislature. In San Francisco, if we want to unite on a definition we can do so but it can be changed at any time by the legislature.

Christine DeBerry stated that defining recidivism is a task of the Sentencing Commission and if the state had one it would be an appropriate task for that body. There may be more support for a statewide Sentencing Commission after passage of Proposition 47. She thinks we should try to get to a common definition in SF County, knowing that it might not be possible, but it would be beneficial. Maybe this should be a future agenda item. If no one is opposed, she proposes agendizing this for the Sentencing Commission meeting in the spring.

Simin Shamji stated that the area that the discussion will center around is probably whether to use arrest or conviction. There are obvious concerns about counting arrest as recidivism. We will have a robust discussion around that issue.

Marty asked for additional comments. There were none.

6. Discussion of the Development of the Three Year Realignment Report and 2015 Realignment Plan (discussion and possible action).

Marty introduced Jennifer Scaife.

Jennifer explained that the Realignment Working Group has collaborated on data collection and planning around Realignment. Leah sent out an email to that group that the next meeting will be next Friday where we will begin pulling together content for a 3 year Realignment report and plan for 2015. Our report last year discussed accomplishments for the previous year and plans for the coming year. We will stay with that model for the next report. There is a timeline in the packets for the writing and production of the report. Jennifer explained the major due dates on the timeline.

It is anticipated the report will be done and printed by the end of January.

Also in the packet is an outline from last year showing the structure being proposed. The department initiatives on this outline are from last year and we anticipate these being updated. The collaborative initiatives are just a start of what we will include. There will also be a section on outcomes. We will move some of the background information to an appendix. This is a draft and we hope to be working with partners in the coming weeks on any adjustments to the outline.

The meeting of the Realignment Working Group is Friday the 14th at 1pm in City Hall room 288.

7. Update on Community Recidivism Reduction Grant Application (discussion only)

See annotated agenda.

Marty introduced the topic of the Recidivism Reduction Grant Application, stating that we have received word from the Board of State and Community Corrections that our Recidivism Reduction Grant application has been approved. The BSCC will be sending a check directly to the county.

Jennifer reminded members that this Application was discussed at the last CCP meeting, Adult Probation will distribute these funds via a competitive grant-making process for non-profit organizations. The money will address service gaps identified in the Risk Needs Responsivity Pilot which we launched in October.

Chief Still arrived and stated that the grant is \$250,000 for San Francisco with a maximum of \$50,000 grant to any particular service provider. This is a one-time grant so far. There is no indication of whether or not it will be reoccurring. The Risk-Needs Responsivity Pilot will be used to identify gaps to define the needs to be addressed.

8. Update on Launch of Risk Needs Responsivity Pilot by Leah Rothstein, Research Director, Adult Probation Department (discussion only).

Marty introduce Leah Rothstein to give an update to the Risk Needs Reponsivity Pilot. Leah stated that the pilot will be looking at risks and needs of probation clients as well as services that they're receiving. George Mason University will analyze the results to find out what gaps there are. GMU met with service providers to explain the study, as well as providing information via a Webinar. Providers are currently completing an on-line survey. GMU will compile results. GMU will then come back and meet with providers to explain their analysis of the gaps.

Marty asked if the provider receives a scorecard. Leah explained that providers get immediate results online when they complete the survey . GMU will be able to see gaps and give immediate feedback to providers. Providers will be able to meet with GMU in order to get more recommendations. Some providers have finished, others are due by tomorrow. The attempt is to make this study as broad as possible.

Chief Still stated that she had been concerned that providers would overrate themselves. She was reassured by GMU who stated that generally providers tend to underrate themselves and they are able to identify true gaps.

9. Discussion of Unmet Needs Among Older Adults in the Criminal Justice System (discussion only).

Marty stated that currently 10% of APD clients are over 55. We know this population represents specialized needs. He introduced Frank Williams of Senior Ex-Offender Project.

Frank Williams thanked the CCP and introduced himself and the SEOP. It is under the umbrella of Bayview Hunter Point Senior Services Center. He gave background and history of the program. They offer direct services and housing. SEOP began in 2001 to offer services to seniors released from prison system. Their goal is to provide successful transition so seniors can support themselves financially. They received a small grant in 2001 which they used to start a criminogenic needs study in county jail to find out what seniors needed. They didn't want to repeat other services out there, so they focused on referrals and intensive case management. Case managers go into the county jail and meet with people 55 and older. Explained why they chose 55 years old as cut off age. People in the criminal justice system age faster. Many look at seniors at 65 and over but this is a special population. This means that when people over 55 go to services like Walden House they are treated like everyone else but things are harder for this population, many of whom have disabilities and/or chronic illnesses. Many articles have come out about this population saying that older adults are least likely to recidivate but in SF they do because many are hustlers, never had a job and many are chronic drug users. There is a stigma against this population and SEOP works to break the stigma. They worked with a peer group at the beginning of SEOP and one has since graduated from City Build, one who went to City College. They turned their lives around. They believe that helping this population helps the younger generations as well.

Frank is really excited about the climate and leadership in San Francisco, which is very different than other areas. They get calls from other counties and states about how to address the needs of this population. Frank provided handouts that explained the NOVA program and the low recidivism rate of their graduates who were seniors.

SEOP is successful. Their staff are formerly incarcerated individuals who know this population. When they work with people, they look for a purpose within the individual that will allow them to change. There are challenges about people with medical problems that come out of custody without access to the medications they need. They have started conversations about starting a special pod for this population. 40% of inmates are older and we need to look at the special needs they have. Many of these people can help in the community – younger people look up to them. These people are the key to making changes in our community. They can touch people that law enforcement can't reach.

He directed members to a study he handed out about senior offenders' health disparities done in 2006. He would like to do more thorough presentations to each agency. In the controller's report they have the older age group as 60 and older and this is something we have to change.

He asked for questions.

Christine asked about the housing options they offer. Frank explained the three houses they have in Bayview. One is for veterans, one is a work house for those who have been working for a little while and has less supervision. The others are more structured, with curfews and programs. All of the houses offer meal program. They also get services through the BVHP Senior Services Center. They also help them get permanent housing. Another component is Bayview Connection where they help people get permanent housing. They have several clients in the new housing recently built in Bayview.

Joyce Crum asked a series of questions: Is the housing all transitional? Yes. Is there an exit date? No. Are they mandated to participate? Some are and some are not. Some have stayed after finding employment, and they pay rent. Are the veterans connected to other services? Are they eligible for VASH vouchers (like Section 8 for veterans)? Yes. The veteran house is a 30 – 90 day emergency house. They are sent to the VA where they are found housing.

Beverly Upton asked about their work with female senior ex-offenders. Frank stated that they have had a harder time with females: they have more outlets. Some have families to go back to or they go back to the same lifestyle or perpetrators. They also seem to have more mental health problems. For women they look at 45 and older. Their needs are being met in ways that aren't being recorded. They may come to their agency for food or hygiene items. They seem to have somewhere else to go. Their pride seems to stop them from asking for help more than the men. They usually know where the resources are and where they can go where there are more women, they feel more comfortable there.

Paul Henderson asked where their funding comes from? Frank stated Veterans Administration, Adult Probation, Sheriff's Department. SEOP budget is \$500,000. BVHPSSC gets money from Department of Aging.

Michael Redmond asked if they work with Bayview station? Frank stated that yes, they have a great relationship with Bayview station.

Chief Still stated that SEOP does a great job with senior men, but she wants to go on the record that there are not enough services for women. If there were enough, the women wouldn't be going back to their perpetrators. It's good that SEOP focuses on men, but the women definitely have unmet needs as well. The Sheriff and Chief Still are working on rolling out the Women's Blueprint to address this.

Frank stated that the women seem to have more pride and seem to find other resources. They work with them on what they do for their safety in addition to their survival. They often go back to situations for survival and SEOP works with them on what would make them safer.

Sheriff Mirkarimi stated that you'd think there would be more older inmates in the jail, but he was surprised by a look at the demography that it isn't as high as anticipated. He would like to use space, as they have it, in the A Pod to pilot a program for older inmates that are coming out to APD supervision. Where there is an aging population is in the mental health programs. This illustrates the special needs of this population. COVER pod for veterans does have older individuals as well. Frank stated that his my hope is to start looking at this population as a specialized population.

Craig Murdoch asked for clarity on organizational structure: The program is part of what larger agency? Bay View Hunters Point Multipurpose Senior Center. How have they worked with Transitions Clinic and Southeast clinic? It is a good collaboration, they have a very good relationship with SE clinic.

Marty thanked Frank for his presentation and his hard work and contributions he's making in the community.

10. Update on Implementation of Secure Reentry Program Facility Contract with California Department of Corrections and Rehabilitation (discussion only).

Chief Still stated that CDCR has indicated that they are not interested in providing money for jail related costs for an in-jail program facility, but they are willing to discuss increasing the contract for release to the jail from 60 to 365 days.

The second proposal to CDCR is to provide funding to Delancey Street and SF Strong House for community work. CDCR is interested in funding this. APD has provided them information on the facility and are in the process of answering their questions. CDCR will then come back with more questions. The Chief stated that she doesn't know if this grant process will go anywhere or not. She has seen no resistance for people on parole coming to the CASC in addition to their own wraparound service center. There is talk about doing a joint project, to work on joint programming for parolees who have gone through the pod where PRCSs and parolees coming out together. CDCR is interested in having further discussions.

11. Regular Update on the Implementation of the *San Francisco Women's Community Justice Reform Blueprint* (discussion only).

Marty introduced Leslie Levitas from the Sheriff's Department to discuss their portion of the collaboration between sheriff and APD. Sheriff's projects:

October is breast cancer and domestic violence awareness month. The department held a nutrition and health fair at the Women's Resource Center. There were presentations from many organizations. They also had a mammography van and HIV testing, enrollment in ACA a healthy breakfast and lunch.

In October they conducted a parenting survey throughout jail system to determine number of people who have children and what happens to the children at time of arrest and incarceration. Were children present at time of arrest? What happened to them? Are parents staying in touch with the children? This survey is in collaboration with San Francisco Children of Incarcerated Parents Partnership, Bridging Group and Community Works. Results will be used to help create best services possible.

Café at Women's Resource Center.. This is a supportive employment model. Five Keys has developed a culinary arts training curriculum that will start in custody and will continue at the WRC.. Implementation is planned for next semester starting in January.

Jennifer referred people to the Cameo House invitation to opening reception. It will be held November 14th with remarks at noon. CJCJ did renovations and upgrades including creating a safe play area and garden. Families and staff will be there to talk with everyone.

Marty commented on the importance of establishing a good working relationship with CJCJ staff. Issues have come up and APD is working to respond rapidly. This is just the beginning of the relationship and APD is excited about it.

Chief Still stated that Cameo House is modeled after Family Foundations Program of CDCR. Recidivism rate is much lower. She is very excited about it and urged people come to the open house. It's also part of the alternative sentencing project.

Chief Still stated that the COMPAS assessment for women is loaded and ready to go. She also stated that some of the MFT students working in the Reentry Pod will be going to Cameo House for clinical

hours. She is hoping to identify people for alternative sentencing. She is working out details with DA, PD and sheriff.

12. Roundtable Updates on the Implementation of Public Safety Realignment (AB109) and other comments, questions, and requests for future agenda items (discussion only).

Chief Still was looking at people impacted by Proposition 47 from San Francisco in state prison. One person qualifies. It will impact San Francisco moving forward but there is almost no impact on people currently incarcerated. Other counties that have sent more people to state prison will be impacted much more.

Sheriff Mirkarimi said that the state sheriffs met with Gov. Brown, asked him what's next on AB109 in his agenda? Education. The governor wants to concentrate on reentry/rehabilitation with ongoing education. Five Keys is now established in LA jail system. Now have two municipalities—one of the most under crowded (San Francisco) and the most crowded (LA). Having a high school in both facilities is a significant step.

Chief Still stated that Scott Budnick on Board of State and Community Corrections is interested in juveniles, creating alternatives for them. Strategy is to divert them out instead of going into juvenile hall. When they complete what they were supposed to do, they will have no record at the end.

13. Public comment on any item listed above, as well as items not listed on the Agenda.

Chief Still thanked members and the interested public who attended the meeting and invited any members of the public to come forward to public comment.

Joe Ramirez from Positive Resource Center stated that they serve people with criminal histories in employment services and adult literacy programs. They are starting a 30 day open enrollment for those who need help getting enrolled on disability benefits and other services. Department of Public Health might want to look at other health benefits, not only HIV.

14. Adjournment.

Chief Still thanked members and staff and asked for a motion to adjourn. Beverly Upton so moved and Simin Shamji seconded. Beverly also asked that the adjourning be made in honor of Chief Wendy Still who is attending her last meeting as Chief of Adult Probation. The occasion was marked with applause and the meeting was adjourned at 11:35.