

**Meeting Minutes January 7, 2020****Present:**

Dolores Furtado, Chair

**Members Present:** Julie Brewer, Pat Colloton, Simon Happer, Steve Howe, Lee Jost, Rick Kaiser, Mark Keating, Michael McCulloch, Tim Mulcahy, Penny Postoak Ferguson, Troy Rettig, Ken Sissom, Katherine Stocks, Robert Sullivan, Annabeth Surbaugh, Steve Tatum

**Ex-officio:** Chairman Ed Eilert, Commissioner Becky Fast

**Members Excused:** Tim DeWeese, Erik Erazo, Kelly Ryan

**Members Absent:** Calvin Hayden

**Staff Present:** Allie Dickinson, Chris Schneweis, Maury Thompson

**Guest:** Keith Clark, Ted Clemons, Michelle Cleveland, Chuck Droege, Leslie Friedel, Pam Hanson, Dr. Alex Holsinger, Rob MacDougall, Katelyn Rauckman, Brian Seidler

**Legislators:** Representative Megan Lynn, Representative Cindy Neighbor, Representative Brent Parker, Representative John Resman, Senator John Skubal

**Welcome/Introductions:**

At 3:02 p.m. the Chair opened the meeting and welcomed members, legislators, and guests.

**Approval of the Minutes:**

No approval of minutes.

**Criminal Justice Reform and adult reintegration back into the community – ARC 2020:  
Robert Sullivan, Corrections Director**

The Council meeting began with a look at changes with the Adult Residential Center and Corrections Field Services. The changes will allow for expansion of the existing work release program, problem solving beds that alleviate short term transitions for in need probationers, a reception and diagnostic unit, and reentry programming for incarcerated individuals who are currently serving their sentence in the jail. Focus groups as well as parallel work teams involving stakeholders throughout the Criminal Justice setting have been working collaboratively in 2019 to evaluate and plan for a transition in 2020.

The county has seen an increase in average daily population in the jail. Among the population of county drug case filings, we have seen an exponential increase in the past 10 years. In 2010, the court had 107 methamphetamine cases filed and 537 cases filed in 2019. Severe Mental Illness in the jail is showing a 27% prevalence rate and one third of our detainees had a subsequent booking within 12 months.

**Q & A:**

Does the state offer, or a private organization provide funding to address substance abuse treatment programming?

The State of Kansas Sentencing Commission, under Senate Bill 123, offers drug abuse treatment program funding for individuals who are eligibility.

Is there an issue with offenders having friends at the Adult Residential Center and them spending time together?

The ARC responded that offenders would have the same anti-social interactions before coming to our facilities. The center currently provides prosocial opportunities such as gardening, life skills and work certifications that prepare exiting offenders for entry into the workforce. There are recent collaboration plans with the Johnson County library system to bring literature into the center.

### **Juvenile Justice Reform: Steve Howe, District Attorney**

District Attorney Steve Howe discussed recommendations on Juvenile Justice Reform that would promote efficacy and improvements for families and children in our state and county. There are seven key areas of focus:

1. Information sharing without impediments: The agencies that are involved need to be able to communicate regarding youth across systems.
2. Extend Case limits on community supervision: Overall case limits that are 4-6 months do not allow for adequate time for interventions to be completed.
3. KDAI Assessment Tool: The assessment does not discuss prior criminal activities. It also needs to allow for a family to give feedback to have a better picture of situation.
4. Harm to self: There is not an assessment tool that gauges this at the present time. A tool is needed to allow incarcerated juveniles access to necessary placement for treatment and stabilization. If that child is from another state, Interstate Compact rules allow for incarceration however we are not able to incarcerate Kansas juveniles.
5. A tool that gauges appropriateness for incarceration to address probation violations. Since implementation of SB367, felony filings are up 26%.
6. Immediate Intervention Program (IIP): The District Attorney's office needs to have more involvement in the process.
7. Extended Jurisdiction Juvenile Prosecution (EJJP): Legislative changes under Senate Bill 367 limits the abilities of a court and causes more waivers to be filed. EJJP was an effective tool and recommendation is to reinstate.

The criminal justice system must be flexible enough to trust system, judges, district attorney's, and probation officers to move away from a one size fits all.

## **Mental Health State-Wide Update: Rob MacDougall, Director of Emergency Services JCMH**

The co-responder program is fully staffed at this time and providing mental health services in our cities alongside law enforcement. A pilot program in USD 231 Gardner Edgerton, has embedded a clinician in the school and there has been a positive response to her presence. We are collecting data and most recent outcomes showing 146 interventions with 10% leading to hospitalization. We are doing a better job at identifying juveniles earlier because of communication with teachers and school personnel.

Johnson County is hosting the first National Co-Responder Conference March 9-11, 2020. The purpose is for professionals from around the country that have similar models or looking to implement a co-responder program in their jurisdiction to learn and exchange strategic planning opportunities.

As of January 2020, Johnson County will be providing mental health services in the jail. This will allow for our staff to address appropriate treatment and management strategies more effectively, and continuity of care upon release.

Osawatomie State Hospital: There are concerns about limited access and overcrowding. Are we seeing more individuals in the criminal justice setting because of limited bed space?

Q & A:

What is there to help support the mental health system?

A solution that allows for licensing stabilization. The legislation is there but there are not KDADS regulations to follow. Regulations would take pressures off law enforcement with dangerous situations and pressure off Osawatomie State Hospital.

We need to have staffing that meet criteria in order to become accredited.

### **Closing comments and adjournment**

The meeting was adjourned at 4:43 p.m.

Meeting Minutes March 3, 2020

**Present:**

Dolores Furtado, Chair

**Members Present:** Julie Brewer, Pat Colloton, Erik Erazo, Simon Happer, Calvin Hayden, Chris McMullin proxy for Steve Howe, Lee Jost, Rick Kaiser, Michael McCulloch, Tim Mulcahy, Troy Rettig, Kelly Ryan, Ken Sissom, Robert Sullivan, Steve Tatum

**Ex-officio:** Commissioner Becky Fast

**Members Excused:** Tim DeWeese, Steve Howe, Mark Keating, Penny Postoak Ferguson, Annabeth Surbaugh

**Members Absent:** Katherine Stocks

**Staff Present:** Allie Dickinson

**Guest:** Olivia Allen, Jeff Boss, Erin O'Donnell, Brian Seidler, Rick Welch

**Welcome/Introductions:**

At 3:02 p.m. the Chair opened the meeting and welcomed members and guests.

**Approval of the Minutes:**

Lee Jost moved to approve the September 3, 2019 minutes and Pat Colloton seconded. The motion passed unanimously.

Julie Brewer moved to approve the January 7, 2020 minutes and Lee Jost seconded. The motion passed unanimously.

The council unanimously approved for distribution of January meeting summary to Legislators.

Pat Colloton moved to approve to accept the November 12, 2019 Report and Cal Hayden seconded.

**Johnson County Drug Filing Data: Brian Seidler; Senior Business Intelligence Analyst  
Corrections**

**Kris Rutherford; Lieutenant, Sheriff's Office & Northeast Kansas Drug Task Force**

**Jeffery Boss; Battalion Chief, Med-Act**

**Elizabeth Holzschuh; Epidemiologist II, Department of Health & Environment**

The council was provided drug filings data collected over the past 20 years (2000-2019) on the prevalence of drug arrests in the county for each year. The county saw a decrease of 6.6% from 2018-2019 of drug filings. However, we saw a 48% increase in three years for opioids, 300% increase from 2013-2019 in heroin specifically. The county has seen a 407% increase in 8 years

for methamphetamine from 116 cases to 537 cases. In 2019, 49% of the drug cases were attributed to Johnson County residents while 51% attributed to non-Johnson County residents.

There were 17,889 unique individuals identified during the 20 year time period. The data identified that 15% of unique individuals make up 28% of the cases.

There was a 72% increase drug filing for women. There was discussion among the group regarding the increase in this area and as well as if there was a way to look at people using drugs while on community supervision with Court Services and Community Corrections.

County staff Battalion Chief Jeff Boss with Med-Act and Captain Erin O'Donnell with the Sheriff's Office answered questions. The council members discussed possibilities for a collaborative multi-pronged approach for confronting the substance abuse in the county.

Epidemiologist II Elizabeth Holzschuh with Department of Health & Environment gave a demonstration at the Johnson County newly released Health Happens Here public site. Information to be found at: <https://dashboards.mysidewalk.com/healthhappenshere>

The site provides information and data collected among many disciplines that describe the factors that influence the health of the county.

### **Closing comments and adjournment**

On March 9<sup>th</sup>, JoCo on the Go Podcast will be featuring Department of Corrections Adult Residential Center operations.

National Center for State Courts will be conducting a site visit in March to observe and gather information regarding the process and case flow of adults and mental illness that enter the criminal justice system.

The meeting was adjourned at 4:50 p.m.

**Meeting Minutes June 2, 2020****Virtual Meeting via Zoom****Present:**

Dolores Furtado, Chair

**Members Present:** Julie Brewer, Pat Colloton, Tim DeWeese, Erik Erazo, Penny Post oak Ferguson, Simon Happer, Calvin Hayden, Steve Howe, Lee Jost, Rick Kaiser, Mark Keating, Michael McCulloch, Tim Mulcahy, Troy Rettig, Kelly Ryan, Ken Sissom, Katherine Stocks, Annabeth Surbaugh, Robert Sullivan, Steve Tatum

**Members Excused:** Ken Sissom

**Staff Present:** Allie Dickinson, Chris Schneweis, Maury Thompson

**Guest:** Douglas Airey, Laura Brewer, Keith Clark, Earl Taylor

**Welcome/Introductions:**

At 3:03 p.m. the Chair opened the meeting and welcomed members and guests.

**Approval of the Minutes:**

The council unanimously approved the March 3, 2020 minutes.

**Women's Risk Needs Assessment (WRNA): Laura Brewer; Chief Court Services Officer**

An overview was given of the validated Women's Risk Needs Assessment tool in the Criminal Justice System. The tool is comprised of 150 questions in a semi-structured interview that evaluates areas such as abuse, trauma, mental illness, self-medication, relationships, parental stress, and self-esteem/confidence. The purpose of the assessment is to create a more individualized case management plan. Implementation of use of the tool is set for 2021.

The council supports the use of the Women's Risk Needs Assessment tool (motion made by Steve Tatum, seconded by Julie Brewer).

**Stepping Up Initiative: Allie Dickinson; Criminal Justice Coordinator**

Stepping Up is planning a virtual launch event in the coming months to announce the initiative's focus area on setting a baseline, tracking, and reducing the prevalence of mental illness in jail. We currently track four key measures including (1) the number of detainees with symptoms of severe mental illness in the jail, (2) average length of stay, (3) the percentage of detainees connected to mental health services, and (4) recidivism rate using 2017-2019 data.

The Council supports asking the BOCC to make a public declaration about the Stepping Up Initiative with a focus on reducing the prevalence of mental illness in jail and connecting individuals with Community (motion made by Steve Howe, seconded by Lee Jost).

### **Agency COVID responses**

The Sheriff's Department has implemented COVID-19 screening of staff, incoming detainees, and law enforcement upon entry into the facility. Because the number of intakes has decreased during this time, new detainees are held at the central facility for a two-week observation prior to being sent to the New Century facility. The jails are seeing a decrease of minimum custody detainees. As of today, there have been no COVID-19 positive tests in either facility. Collaboration efforts with criminal justice partners has decreased the average daily jail population.

Court Administration and the District Attorney's Office discussed case processing through increased virtual court proceedings including first appearances, pleas, sentencing, and revocations. The staff have been on a rotation of working in the office and working remotely with the assistance from the JIMS department. More than 6800 hearings as of recently have been conducted via video conference. We are currently regional leaders in processing these types of cases.

The county has seen an increase in domestic violent cases being filed. Jury trials have not been possible.

The courthouse is following the phases for opening to the public based upon Health and Environment recommendations and is currently scheduled to open on June 15<sup>th</sup>.

The Community Corrections Department has suspended office visits for probationers and staff members are conducting home visits while incorporating physical distancing measures. All visits to the Adult Residential Center has been suspended at this time. Juvenile Intake and Assessments are down 39% and Notices to appear are up 129%. At juvenile detention, all visits have been suspended. There is a 14-day quarantine policy in place before detainees are released into general population.

Kansas Department of Corrections is taking a slow, cautious, and measured process of returning to normal operations. Lansing Facility has been under much scrutiny, but as of yesterday KDHE has determined it is under containment. Parole Offices are still closed to the public, but officers are working remotely, have been provided laptops and phones to be able to maintain contact with their offenders. Calls, emails, video, regular mail all are being utilized rather than office or field contacts. Revocations have slowed unless there is a significant public safety issue and parole is asked to look for alternatives to address violations. Hearings are being done remotely as well at the county jails rather than returning them to prison first. There are no plans to open offices yet, but when that happens the usual safety precautions will be in place, including providing all staff with 2 cloth masks.

Public defenders are working from home. Offices are scheduled to open on June 8.

United Community Services has been looking at COVID-19 among the homeless in the continuum of care program.

The Board of County Commissioners has 20-25% of staff working remotely and continuing to provide services to the public using technology or by appointment. The Board of County Commissioners are holding virtual meetings. The County has received \$116 million of CARES Act funds to provide direct economic funding. The Commission is considering community programming and for supplies in response to COVID-19.

The Mental Health Department client services have increased from 800 to 1000/week. The State Hospital has fewer available beds and a long waiting list.

### **Closing comments and adjournment**

The meeting was adjourned at 4:53 p.m.

**Meeting Minutes September 1, 2020****Virtual Meeting via Zoom****Present:**

Dolores Furtado, Chair  
Kelly Ryan, Vice Chair

**Members Present:** Julie Brewer, Pat Colloton, Ed Eilert, Erik Erazo, Calvin Hayden, Steve Howe, Lee Jost, Rick Kaiser, Michael McCulloch, Troy Rettig, Ken Sissom, Katherine Stocks, Robert Sullivan, Steve Tatum

**Members Excused:** Tim DeWeese, Penny Postoak Ferguson, Simon Happer, Mark Keating, Annabeth Surbaugh

**Members Absent:** Tim Mulcahy

**Staff Present:** Allie Dickinson, Chris Schneweis, Maury Thompson

**Guest:** Laura Brewer, Brandi Lane, Steven Mailand, Olivia Parks, Angela Paz, Earl Taylor, Liz Worth, Brian, W.S.

**Welcome/Introductions:**

At 3:03 p.m. the Chair opened the meeting and welcomed members and guests.

**Approval of the Minutes:**

Lee Jost moved to approve the June 2, 2020 minutes and Rick Kaiser seconded. The motion passed.

**Agency COVID responses**

**The Sheriff's Department** continues to monitor COVID-19 screening of staff, incoming detainees, and law enforcement upon entry into the facility. At this time the jail population has declined by 250 with a budget decrease of \$ 1.4 million. As of today, three inmates had been identified as COVID positive and nine employees are currently on leave. Collaborative efforts continue among criminal justice partners have resulted on issuance of Notices to Appear in lieu of arrest, of having low level offenders transition to the Adult Residential Center for community reintegration assistance, and continued efforts to support public safety requests from outside agencies. Local Law Enforcement has seen an increase in issuing signature bonds.

**Court Administration and the District Attorney's Office** discussed the success of case processing through increased virtual court proceedings for preliminary hearings with assistance from the Justice Information Management System Department. As of today, 30,000 hearings have been conducted via video conference with a vast majority of them civil cases. Jury trials continue to be an area of focus with over 92 trials to consider. Criminal cases are at 80% capacity. More family court hearings are being conducted by streamlining the virtual process. There has been an increase of 3% in domestic violence cases.

A request for CARES Act funding has been submitted for automated temperature screening equipment on individuals coming into the courthouse. The courthouse is in its 6<sup>th</sup> straight week of closure to the public and is following Johnson County Health & Environment recommendations. The new courthouse has reached the milestone of substantial completion and will be open to the public as of January 2021.

**Court Services** staff is working remotely. The Pre-Sentencing team is operating at 90% of pre-pandemic levels and the Pretrial Services team operating at 110% pre-pandemic levels. An increase in pretrial supervision has been seen during this time period.

**The Community Corrections Department** has seen a reduction of 27 positions and a \$2.3 million dollar reduction in the current year. Operationally, juvenile intake and assessment is down 50%. The juvenile detention center population has doubled with a total of 35 youth. Field service officers are meeting with clients utilizing virtual, phone, and physical distancing measures to ensure compliance and public safety. The Adult Residential Center is at 61% of capacity.

**Changing Lives Through Literature**, a bibliotherapy program offering alternatives to juvenile offenders, has changed operations because group in-person gatherings have not been possible.

**N Circle** is a program that works within the Adult Residential Center that provides opportunities for learning professional life skills, certificate training, and becoming mentors to criminal justice involved individuals. Operations were shifted from in-person instruction to accommodate the current environment. Each student has been equipped with their own laptop, access to classrooms, mobile stations, and paper packets.

**United Community Services** has relocated in the past three months to the Overland Park Chamber of Commerce building. At the annual Human Services Summit on August 26<sup>th</sup> a discussion on how to advance options for attainable housing in Johnson County took place.

**The Board of County Commissioners** are currently holding in-person public hearings with safety measures in place. The County has received \$116 million dollars of CARES Act funds to provide direct economic relief. There is a three-phase approach for distribution of funds including allocation to cities and schools, community reinvestment including mental health, aging, workforce development, small businesses, digital access, and administrative risk. A steering committee has been formed to assist with the process.

### **Stepping Up Initiative: Allie Dickinson; Criminal Justice Coordinator**

The Stepping Up Initiative “Call to Action” launch is set for September 30<sup>th</sup> by making a public commitment to reduce the prevalence of mental illness among the incarcerated and to increase the connection to care for individuals upon release back into the community.

### **Closing comments and adjournment**

The meeting was adjourned at 4:15 p.m.

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Meeting Minutes November 10, 2020

Virtual Meeting via Zoom

**Present:**

Dolores Furtado, Chair

**Members Present:** Julie Brewer, Pat Colloton, Erik Erazo, Dylan Gentry, Simon Happer, Calvin Hayden, Lee Jost, Mark Keating, Michael McCulloch, Troy Rettig, Katherine Stocks, Robert Sullivan, Annabeth Surbaugh, Steve Tatum

**Ex-officio:** Commissioner Becky Fast

**Members Excused:** Tim DeWeese, Penny Postoak Ferguson, Steve Howe, Kelly Ryan, Ken Sissom

**Members Absent:** Rick Kaiser

**Staff Present:** Allie Dickinson, Chris Schneweis, Maury Thompson

**Guest:** Risë Haneberg, Steven Mailand, Jessica Murphey, Lannie Ornburn, Olivia Parks, Angela Paz, Earl Taylor

**Welcome/Introductions:**

At 3:01 p.m. the Chair opened the meeting and welcomed members and guests.

**Approval of the Minutes:**

Lee Jost moved to approve the September 1, 2020 minutes and Annabeth Surbaugh seconded. The motion passed.

**Stepping Up Kansas: Risë Haneberg, Deputy Division Director, County Initiatives Council of State Governments Justice Center**

The Kansas Department for Aging and Disability Services and The Council of State Governments Justice Center are launching a Stepping Up Technical Assistance Center in Kansas. The Stepping Up Initiative, a national partnership between the American Psychiatric Association Foundation, CSG Justice Center and the National Association of Counties, aim to reduce the number of people with mental illness in jails. The center will offer technical assistance specifically designed to Kansas counties to support local programs and policies to improve outcomes for individuals with mental illness in jails. Kansas will be the fifth state in the nation to launch a statewide Stepping Up Initiative. Johnson County is a participating partner in the Initiative since 2015 and a nationally recognized Innovator county since May 2018.

**Adult Residential Center 2020 Changes: Robert Sullivan; Director of Department of Corrections**

The Johnson County's Department of Corrections operates a 398 bed Adult Residential Center situated on a 15-acre campus in New Century, Kansas. Since 2018, the department has been working with several criminal justice and community partners on evaluating effective

programming for the center by obtaining a realistic assessment of the needs of the community, the partners and the staff. The group supports (1) expansion of the existing work release program, (2) problem solving that alleviates short term transitions for justice-involved individuals, (3) a reception and diagnostic unit, and (4) reentry programming for incarcerated individuals serving a jail or prison sentence.

### **Overview of Kansas Pretrial Justice Task Force draft report: Robert Sullivan; Director of Department of Corrections**

In November 2018, the Kansas Supreme Court formed an ad hoc task force to examine pretrial detention practices for criminal defendants in district courts. The task force was to study alternatives to incarceration (1) while ensuring public safety 2) encouraging the accused to appear in court proceedings, (3) evaluating and comparing effective pretrial detention practices by other courts. The Pretrial Justice Task Force Report delivered to the Kansas Supreme Court in November 2020 outlined 19 recommendations.

[https://www.kscourts.org/KSCourts/media/KsCourts/court%20administration/Pretrial\\_Justice\\_Task\\_Force/PJTFRreporttoKansasSupremeCourt.pdf](https://www.kscourts.org/KSCourts/media/KsCourts/court%20administration/Pretrial_Justice_Task_Force/PJTFRreporttoKansasSupremeCourt.pdf)

### **Closing comments and adjournment**

Tim Mulcahy, member to Criminal Justice Advisory Council and Director of Justice Information Management Systems, retired in September 2020.

The meeting schedule for 2021 was distributed to the group.

Changing Lives Through Literature, a bibliotherapy program offering alternatives to juvenile offenders, has been approved for another year of grant funding.

The meeting was adjourned at 4:45 p.m.