

# **Rockingham/Harrisonburg Community Criminal Justice Board (CCJB)**

**County Administration Center  
Conference A-C (Fire & Rescue Room)  
April 24, 2017 @ 4:00pm**

## **Agenda**

- I.** Open meeting – Chairman Kyger
  - II.** Approve minutes dated January 29, 2017
  - III.** Community Services Board Mental Health Services – Ellen Harrison
  - IV.** Data System Update – Kurt Hodgen
  - V.** Education Continuity for Juvenile & Adults in Criminal Justice System – Dr. Kizner
  - VI.** Drug Court Initiative Update – Marsha Garst
  - VII.** Sub-Committee workgroup – Judge John Paul
  - VIII.** Informational Updates Attached
    - A. Rockingham Regional Jail Statistics
    - B. Day Reporting Center
    - C. Court Services
  - IX.** Public Comment
- Adjournment

**Minutes - Rockingham/Harrisonburg Community Criminal Justice Board (CCJB)**

County Administration Center, Fire & Rescue Classroom  
January 30, 2017 - 4:00p.m.

**Board members present –**

Marsha Garst – Commonwealth Attorney  
Cpt. Steve Shortell - Rockingham-Harrisonburg Regional Jail  
William Kyger – Rockingham County Board Member  
Christopher Jones – City of Harrisonburg Council Member  
Stephen King – County Administrator  
Kurt Hodgen – City Manager  
Louis Nagy – Defense Attorney  
Don Driver - Department of Social Services  
Ellen Harrison – Community Services Board  
Dr. Carol Fenn – Rockingham County School Superintendent  
Dr. Scott Kizner – Harrisonburg City School Superintendent  
Chief Stephen Monticelli – Harrisonburg Police Department  
Monica Martin – Chief Magistrate  
Chaz Haywood – Clerk of Circuit Court

**Judges present (abstain from the vote) –**

Judge Bruce D. Albertson – Circuit Court  
Judge John S. Hart – General District Court  
Judge David O'Donnell – Juvenile & Domestic Relations  
Judge William Eldridge – General District Court

Board Members Absent – Chief Lee Shifflett – James Madison University Public Safety

**Staff present –**

Ann Marie Freeman, Director, Court Services Unit  
Judge John Paul, Chairman of the Task Force on Alternative Programming

Mr. Kyger opened the meeting at 4:00 pm and welcomed everyone to the Rockingham/Harrisonburg Community Criminal Justice Board meeting. Welcomed new member Chris Jones, Harrisonburg City Council Member.

On motion by Marsha Garst, seconded by Monica Martin, the August 29, 2016 minutes were approved, the motion passed unanimously.

**REPORT – HARRISONBURG ROCKINGHAM COMMUNITY SERVICES BOARD (HRCSB)**

Ellen Harrison, Community Services Board Executive Director, gave an update on the jail services program which offers a licensed mental health clinician in the jail full time to provide assessment, evaluation and brief individual counseling for the purpose of crisis stabilization. Other services available include the Crisis Intervention Team Assessment Center in the Sentara RMH Emergency department. The Adult Mobile Crisis team, which provides 20 hours of service a week comprised of a licensed clinician and a law enforcement officer, providing services in both the community and the jail. Additional information is in the packet of materials listed as Agenda Item 4.

#### **REPORT – DATA SYSTEM UPDATE**

Mr. Hodgen, Emergency Communications Center Administrative Board Chairman, reported there will be a report given to the Harrisonburg City Council and the Board of Supervisors.

#### **REPORT – Education Continuity for Juvenile & Adults in Criminal Justice System**

Dr. Kizner provided a one page report marked as Agenda Item VI. There were two meetings held October 18, 2016, and November 14, 2016. There was discussion about building a relationship with Shenandoah Valley Juvenile Detention Center and develop ways to make sure students don't fall behind academically. The November meeting consisted of a tour of the detention center.

Dr. Fenn stated the emphasis was on transition so we are not duplicating our efforts for the student's education where they leave off at the jail/detention center and that schools are aware they are being released so there is good communication in the transfer.

#### **DRUG COURT INITIATIVE – MARSHA GARST**

Ms. Garst, Commonwealth's Attorney, gave an overview of the Drug Court after having the opportunity to visit the Staunton Circuit Drug Court with Judge Albertson. Ms. Garst requested the support of the CCJB to explore and visit other drug court sites and opportunities to start a program in Rockingham/Harrisonburg Circuit Court. This opportunity will allow being eligible for a 36 month grant up to \$400,000 to include a Drug Court Coordinator to implement the program. An application will also need to be submitted for approval from the Supreme Court of Virginia.

A motion was made by Ms. Garst to be able to continue the process of applying for the grant through, OJP for grant funding for the program and a training grant and to file the application to the Supreme Court of Virginia to be considered to operate a Drug Court. Motion was properly seconded by Chris Jones, the motion passed unanimously.

Judge Albertson commented there are a lot of steps to Drug Court and funding is a major issue. In the past, they have been funded by the state and many of the programs have been grandfathered into the budget. The grant will have certain expectations that do not always confirm with the way Circuit Court is run or how it can be run in our jurisdiction. This is a very short turn around for the next funding cycle and we might not be able to do this. Support has to come from different places and one is defendants; in Staunton they waive their right to any attorney, which could create difficulties in attorney support. There are many hurdles to go through and that includes by statute appointing an advisory board. The main concern is that not all believe courts are treating all defendants in an impartial, consistent even manner. There is some fluidity in the State Legislation, the Supreme Court, with funding and in with our abilities to do that here.

## **UPDATE ON SUB-COMMITTEE WORKGROUP**

Judge Paul gave an update on the workgroup. The Advisory Committee has been meeting and has broadened their involvement with members of the community. There are three sub committees; Restorative Justice, Addiction Mental Health Education Programs within Our Criminal Justice System, and the Work Camp.

Ruth Jost gave an update on Restorative Justice Subcommittee and handed out additional information. The subcommittee has two recommendations for the CCJB.

1. The CCJB take training in Restorative Justice before the next meeting
2. The City/County hire a staff person to work with the CCJB Chair. This person would have criminal/justice administration expertise and a proven history of successfully obtaining and administering grants in criminal justice programs.

In a response from a question from Chairman Kyger, training could be given by the Restorative Justice Coalition or the Fairfield Center. Cost would be determined by the training facilitators.

Mr. Jones spoke highly of the Harrisonburg Police Department and the leadership of Lt. Boshart on their experience with Restorative Justice.

Chairman Kyger commented that to get a group of this size trained before the next meeting would be very difficult. Chairman Kyger asked the board to look within their own agencies to see if they have anyone available to take on additional tasks to assist the CCJB with grant writing.

Dr. Nancy Insko provided a report from the Treatment Sub-Committee. The sub-committee continues to have monthly meetings. The committee started looking at matters of philosophy and policy. The committee is proposing a recommendation for the consideration of the board. That is to enter into a multi-year healthy community planning process which focuses on justice reinvestment shifting tax payer dollars from custody to increase community based

correctional options infusing treatment resources into a justice equation providing opportunities for diversion from arrest through case processing continuums post release during re-entry a proven strategy for reducing the demand of jail beds. Any strategic direction should employ a three phased timed specific approach to identify immediate, interim and long term goals. This would involve many members of this board, other practitioners and involved persons in our community. The cornerstone of the agenda might include expanding the CIT Diversion Program, specialty courts, plan design and implementation of an integrated mental health substance abuse court, continuum of integrated treatment, a long term after care program, detox and an intensive outpatient treatment. Funding sources are tapped; other options could support our recommendations through government based grants, foundations and other private funders. We continue in challenge to gather information for data driven decision making. NACO has released a document on Data Driven Justice and guidelines for criminal justice boards.

Judge Paul reported on the work camp idea and eventually more jail space will be needed. The work camp can also be the location for a mental health facility. They continue working on getting the camp built and to build it cheaply but run into the fact that to receive money from DOC you have to make it expensive.

## **INFORMATIONAL REPORTS**

### **A. ROCKINGHAM HARRISONBURG REGIONAL JAIL STATISTICS**

The information provided in the packet of materials listed as Agenda Item IX (A) provides a general overview of the jail statistics for January 2016 – December 2016. There was much discussion regarding the increase in the average daily population at the jail. Mr. Nagy commented he has serious concerns regarding this issue. Two years ago we were talking about a new facility that would have included a mental health and work release pod and it was absolutely shot down and no one wants to pay more taxes. We are back here again at maximum capacity and paying \$800,000/\$900,000 a year for MRRJ. As a defense attorney in the area he appreciates everything that is going on and providing as much service as possible. However, after sitting on the board for two years now, we are at the same place as we were two years ago. The growth in the area does account for some of what has been happening with the population increase and what have we done in the last two years.

Chairman Kyger suggested if we can reconvert some of that population to other facilities and other means of providing services then help bring them back into society as productive members but the ultimate choice is theirs to make.

Ms. Garst commented that the work camp would provide work release, detox facility and mental health services. This would certainly assist the jail. People working to support their families and receiving appropriate treatment is very important in the process. The CSB plays a crucial role and needs to have the appropriate funding to provide services.

**B. IMMEDIATE SANCTIONS PROGRAM – PROBATION & PAROLE  
DISTRICT 39**

The information provided in the packet of materials listed as Agenda Item IX (B) provides a report on Immediate Sanction Probation Pilot Program Evaluation. Josh Lutz from Probation and Patrol provided an update on the Immediate Sanctions Program (ISP). Information was provided regarding the participants from inception to date. Currently there are 28 people in the program and the CCJB is awaiting the November 1, 2016, Virginia Criminal Sentencing Commissions Report to the General Assembly to see what their recommendations will be regarding the program. Additional information is in the packet of materials listed as Agenda Item 5. A discussion ensued regarding a typical ISP violation and how success is measured.

In response to a question from Chairman Kyger, funding is received for our own treatment provider and to utilize the CSB, especially for mental health clients who are dual diagnosed. The success mostly depends on the individual and how much they want to change. As far as support received, the Department of Corrections (DOC) is ample substance abuse support. Since the CSB mental health program needs more financial support to move forward.

**C. DAY REPORTING CENTER**

Jumar Peterson, Program Manager, provided an update on the Day Reporting Pilot Project for the year end summary. Additional information is in the packet of materials listed as Agenda Item IX (C.)

**D. COURT SERVICES**

Mrs. Freeman reported that 253 offenders were placed on supervision from July 1, 2016 – December 31, 2016 and 375 defendants were placed on Pretrial. Additional information is in the packet of materials listed as Agenda Item IX (D).

Chairman Kyger asked that the board consider Mr. Orndorffs concern. There is a concern about Accreditation Standards and Audits of Middle River Regional Jail. The Chairman appointed an ad hoc committee with Sheriff Hutcheson, Stephen King, Kurt Hodgen, Ann Marie Freeman to review the entirety of the DOC Accreditation Audit of MRRJ, and that Mr. Orndorff is added to this review as a temporary ad hoc member. This report is to be made to the CCJB no later than the June meeting.

Chairman Kyger recommended the following dates for the next three meetings in 2017.

April 24, 2017, September 25, 2017, and December 4, 2017. The meetings will begin at 4:00pm in the Fire and Rescue Training Room.

At 5:40 p.m., Chairman Kyger recessed the meeting for five minutes before public comment.

At 5:52 p.m., Chairman Kyger called the meeting back to order and opened the public comment section of the meeting.

Don Driver on behalf of the Rockingham/Page Re-Entry Council advised the Board of the new Chair of the Re-Entry Council is Darrell Simpson an employee of the CSB. He also stated the Re-Entry council has decided to focus its activities throughout its committee structure and concentrate on employment and housing. The mission statement is below.

"Our goal is that all community members be law abiding and productive. Since employment is so critical to personal dignity, self-support, family support, community well-being, and tax-paying citizenship, we commit, consistent with public safety, to preserve existing employment for all persons entering the criminal justice system."

Tom Domonoske part of the Valley Justice Coalition requested access to the agenda packet and documents be placed on the website.

Wynonah Hogan, Director of Rocktown Justice Unlocked, which is a documentary film that tries to explain jail overcrowding and the film can be viewed on YouTube and Facebook.

Harvey Yoder invited the board to a meeting on February 9, 2017 at the Trinity Presbyterian Church from 12:00 -1:00 to discuss RAP, Release Aging People in Prison and to view the documentary film Rocktown Justice Unlocked.

Chairman Kyger adjourned the meeting at 6:03 p.m.



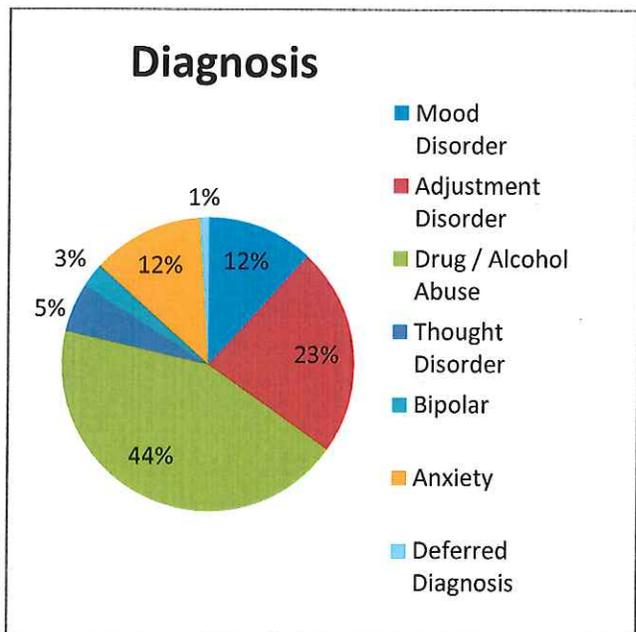
## Rockingham-Harrisonburg Regional Jail Mental Health Services - FY2017 3<sup>rd</sup> Quarter Report

Rockingham-Harrisonburg Regional Jail and the Harrisonburg-Rockingham Community Services Board wrapped up a 24 month pilot program on December 31, 2016. The original program consisted of 20 hours of mental health services provided in the regional jail, in conjunction with 3.5 hours of medication management and 10 hours of assessment and case management services. Based on the success of this pilot program, Rockingham County and the City of Harrisonburg designated funding to increase mental health services to 40 hours per week; in addition to continuing 3.5 hours of nurse practitioner services per week.

Effective January 1, 2017, HRCSB co-located a full-time case manager to support incarcerated individuals experiencing significant mental health distress. The Jail Services Case Manager conducts brief mental health assessments, screenings for psychiatric services (i.e. medication), completes safety contacts, coordinates release planning, and facilitates groups in the designated mental health pod.

In the first quarter (January – March 2017) of operation, 187 individual contacts occurred. The largest percent (37 %) originated from self-referrals by inmates. Of those 187 contacts, 44% of all contacts identified drug or alcohol related issues as the primary concern. The second most frequent concern was adjustment disorder. (Below is a complete list of primary concerns identified.)

Primary Issue		
Primary Issue	Number of persons (with duplication)	Percent to total
Mood Disorder	22	12%
Adjustment Disorder	43	23%
Drug / Alcohol Abuse	82	44%
Thought Disorder	10	5%
Bipolar	5	3%
Anxiety	23	12%
Deferred Diagnosis	2	1%





Additionally, HRCSB's Psychiatric Nurse Practitioner provided 28 psychiatric evaluations and 86 medication management appointments during 3<sup>rd</sup> Quarter FY2017. The primary concern being addressed via psychiatric services pertained to symptoms associated with a diagnosis of Bipolar Disorder (27%).

As noted above, the Jail Services Case Manager facilitates groups in the designated mental health pod. Attendance per group occurrence ranges from 5 to 9 participants, with a total of 38 inmates having participated thus far. Topics discussed during group include coping skills, symptom management and distress tolerance. Additional mental health and substance use groups, for men and women, continue to be offered in the general population on a weekly basis.

#### General Update on Services for the Criminal Justice Involved

##### *Crisis Intervention Team Assessment Center*

The Crisis Intervention Team Assessment Center (CITAC), embedded in the Sentara RMH Emergency Department, continues to be well utilized by our community. During the 3<sup>rd</sup> Quarter of FY2017, HRCSB Certified Prescreeners conducted 71 evaluations and 30 transfers of custody were successfully completed with the designated CITAC law enforcement officer. In addition, 71% of those individuals whom required hospitalization were able to receive treatment at Sentara RMH; thus remaining close to family and natural supports.

##### *Adult Mobile Crisis*

The Adult Mobile Crisis team, consisting of a licensed clinician and a CIT trained law enforcement officer, has been providing services in both the community and in the jail 20 hours per week. In the 3<sup>rd</sup> Quarter of FY2017, the team made 33 new contacts with individuals and completed 91 follow up contacts, equating to 124 total contacts. Aggregate time spent providing direct service to individuals exceeded 100 hours in this quarter. Of the contacts made by the Mobile Crisis team, 60% were in the City of Harrisonburg and 40% were in Rockingham County.

Agenda Item VIII (A)

Date Contract Started With MRRJ	Rockingham ADP	MRRJ ADP	Rockingham and MRRJ ADP
July 2015	282.61	157	439.61
Aug. 2015	291.42	157.50	448.92
Sept. 2015	300.40	160	460.40
Oct. 2015	293.74	157	450.74
Nov. 2015	301.23	156	457.23
Dec. 2015	308.48	155	463.48
Jan. 2016	319.35	169	488.35
Feb. 2016	321.62	178	499.62
Mar. 2016	312.19	185.50	497.69
Apr. 2016	318.13	183.50	501.63
May 2016	302.45	192	494.45
June 2016	305.70	195.60	501.30
July 2016	313.84	186	499.84
Aug. 2016	308.29	174	482.29
Sept. 2016	313.80	179	492.80
Oct. 2016	314.90	179	493.90
Nov. 2016	321.80	179	500.80
Dec. 2016	321.68	186	507.68
Jan. 2017	339.23	197	536.23
Feb. 2017	338.04	207	545.04
Mar. 2017	335.06	219	554.06

Court Services Unit Update

Probation

Total number placed on Supervision as of March 31, 2017 - 368 offenders

Probation supervision provides sentencing alternatives to the judiciary and supervise offenders through intermediate sanctions consistent with the community's views. The Program will hold the offender accountable to the community for his/her criminal behavior through payment of restitution, fines and court costs, performance of community service work, and completion of treatment or any other special condition as ordered by the court.

Pretrial

Total number placed on Supervision as of March 31, 2017 - 534 defendants

Total number of screenings - 1631 defendants

Pretrial services agencies provide information and investigative services to judicial officers to help them decide whether persons charged with certain offenses and awaiting trial need to be held in jail or can be released to their communities subject to supervision. Pretrial is an alternative to incarceration. Virginia pretrial agencies currently use an objective and research-based risk assessment to assess risk of flight and danger to the community posed by pretrial defendants. This assessment is known as the VPRIA.

Electronic Monitoring - As of March 31, 2017

GPS - 71 installed

TAD/SoberLink - 2 installed

Work Program - Litter Control Program

As of March 31, 2017 for FY17, a total of 969 bags of trash collected. There were 576 participants that worked 59 days. In addition to keeping the roads clean in Rockingham County, the work program also performs various jobs at county locations to include: County Administration Building, Social Services, Landfill, Bluehole, Central School Office, Plains Community Center, Rockingham Regional Jail, Shooting Range, Bergton Community Center, and various other facilities tasks to include - vehicle washing, grass cutting, weed pulling, tree trimming, general clean up, moving, etc.

Crisis Intervention Team

Total number of trained personnel from Rockingham County Sheriff's Office - 46 (2), Harrisonburg Police Department- 49 (8), James Madison University Police Department - 25 (3), Timberville Police Department - 3, Broadway Police Department - 6, Bridgewater Police Department - 7, Elkton Police Department - (3), Virginia State Police - 10, EMU Public Safety - 1 and Norfolk Police Department- 3, Rockingham Harrisonburg Regional Jail - 24 (4), Magistrates 3 (1), Community Services Board - 8 (3), Rockingham-Harrisonburg Court Services Unit - 1 (1), Emergency Communications Center - 57 (2), Rockingham County Fire & Rescue 1, Harrisonburg Fire Department - 1, State Probation and Parole - 3, Federal Probation - 1