

AGENDA
LANCASTER COUNTY - CITY OF LINCOLN JUSTICE COUNCIL
FRIDAY, FEBRUARY 7, 2020
605 S. 10TH ST. ROOM #137A LINCOLN, NE
7:30 A.M. - 9:00 A.M.

Location Announcement of Nebraska Open Meetings Act: A copy of the Nebraska Open Meetings Act is located on the wall at the back of the room.

AGENDA ITEM

1. APPROVAL OF JUSTICE COUNCIL MEETING MINUTES FROM NOVEMBER 1, 2019

Documents:

[Justice Council Meeting Minutes 11.1.19.Pdf](#)

2. 7:30 A.M. - COMMUNITY CORRECTIONS UPDATE

Kim Etherton, Community Corrections Director

A. \$4M SAMHSA Grant Application for Assisted Outpatient Services

B. Bureau of Justice Assistance (BJA) Reentry Grant Program

C. Data Collection Committee Update

Kim Etherton, Pat Condon and Brad Johnson

D. Mental Health Diversion Update

3. 7:45 A.M. - CORRECTIONS UPDATE

Brad Johnson, Lancaster County Corrections Director

A. Population Statistics and Charts

B. Mental Health Fitness for Confinement

4. 8:00 A.M. - CRIMINAL JUSTICE LEGISLATIVE INITIATIVES

Senator Suzanne Geist

5. 8:15 A.M. - LEGISLATIVE UPDATE

Brennen Miller, Kissel Kohout ES Associates

6. 8:30 A.M. - CRIMINAL JUSTICE LEGISLATIVE INITIATIVES

Senator Matt Hansen

7. 8:45 A.M. - AGENCY AND ORGANIZATIONAL UPDATES

A. County Attorney

B. Public Defender

C. Law Enforcement

D. Probation

E. Service Providers

F. Other Community Partners

8. NEXT MEETING - FRIDAY, MAY 1, 2020

9. ADJOURNMENT

MINUTES
LANCASTER COUNTY-CITY OF LINCOLN JUSTICE COUNCIL
605 S. 10TH STREET, ROOM 137A
FRIDAY, NOVEMBER 1, 2019
7:30 A.M. – 9:00 A.M.

Advance public notice of the meeting was posted on the County-City Building bulletin board and the Lancaster County, Nebraska, web site. A copy of the Nebraska Open Meeting Act was available.

PRESENT: Rick Vest and Deb Schorr, County Commissioners; Kim Etherton, Community Corrections Director; Pat Condon, County Attorney; Bruce Prenda, Chief Deputy County Attorney; Landon Parks, Holly Newton, Shawn Stanczyk, Program Coordinator, Community Corrections; Jeff Kirkpatrick, City Attorney; C.J. Johnson, Regional Administrator, Region V Systems; Sara Hoyle, Human Services Director; Sheli Schindler, Youth Services Center Director; Scott Etherton, Mental Health Crisis Center Director; Spike Eickholt, Government Liaison, American Civil Liberties Union (ACLU); Todd Duncan, Deputy Lancaster County Sheriff; Taryn Tolliver, Screening Specialist, Community Corrections; Jeff Curry, Chief Probation Officer, Adult Probation; Tom Randa, Good Neighbor Community Center Executive Director; Julie Fisher-Erickson, Director of Behavioral Health for Southeast Nebraska, Lutheran Family Services; Laurie Yardley, County Court Judge; Jared Gavin, District Court Administrator; Kerry Eagan, Chief Administrative Officer; Jennifer Rasmussen, Deputy Court Administrator for Information Technology; Jared Callahan, Web Design and Communications Coordinator, Nebraska State Court Administrator's Office; Jessica Kefkhofs, Chief Assistant City Attorney; Hassan Ramzoh, University of Nebraska-Lincoln Police; Bennie Shobe, Lincoln City Council; Jason Stille, City of Lincoln Police Department; Brenda Fisher, Programs Director, Lancaster County Corrections; Ken Prey, Lancaster County Corrections Jail Administrator; Brad Johnson, Corrections Director; Paul Cooney, Chief Deputy Public Defender; Riley Johnson, Lincoln Journal Star Newspaper; and Leslie Brestel, County Clerk's Office

Commissioner Schorr opened the meeting at 7:30 a.m. and noted that copies of the Open Meetings Act and the meeting materials were available on the counter.

Introductions were made by those in attendance.

AGENDA ITEM

1) APPROVAL OF JUSTICE COUNCIL MINUTES FOR AUGUST 2, 2019

MOTION: Kirkpatrick moved and B Johnson seconded approval of the August 2, 2019 meeting minutes. Motion carried unanimously.

2) FAILURE TO APPEAR (FTA) ADULT PROGRAM – Jennifer Rasmussen, Deputy Court Administrator for Information Technology

Callahan reviewed the FTA presentation (see agenda packet) noting the application should be available in January 2020. While the application will synchronize with law enforcement citations, at this time, the individual must sign up to use the application. The application is aimed at only capturing first appearances at court as any subsequent appearances have other means for court

notifications. The application must have both a citation number and the case filed and scheduled with the court prior to the two-week reminder notification.

Johnson stated at the time an individual in jail receives a bond, the individual no longer has a citation number, instead they have a case number.

Duncan suggested a warrant issuance notice be incorporated into the application.

3) YOUTH REHABILITATION AND TREATMENT CENTER IN LINCOLN – Sheli Schindler,
Lancaster County Youth Services Director

Schindler stated due to the low population at the Youth Services Center (YSC), the County Board and the Department of Health and Human Services (DHHS) have a lease agreement for one unit of housing for up to 20 youth to be leased from the YSC to DHHS. The rooms will be individualized rooms and will use the highest level of security. The youth will be at the YSC in January. The hope is better security for the youth and for fewer new law violations of those youth.

4) LR 183 WORKING GROUP UPDATE – Captain Jason Stille, Lincoln Police Department

Stille distributed and reviewed Lincoln Police Department (LPD) data regarding total number of calls for mental health service, those that were taken into Emergency Protective Custody (EPC) and those who were adjudicated (Exhibit A). He said one federal prohibitor for firearm possession or purchase is being adjudicated mentally ill or dangerous. There is a gap in the system for law enforcement to view such adjudications outside of the firearm purchase process. When person is adjudicated mentally ill or dangerous, the individual's information is entered into the National Instant Criminal Background Check System (NICS) and available to law enforcement. A possible solution to the gap is to incorporate the information from NICS into the Criminal Justice Information System (CJIS).

Schorr added the County Board has asked Senator Geist to help with the legislation.

5) COMMUNITY CORRECTIONS UPDATE – Kim Etherton, Community Corrections Director

K Etherton reviewed the Community Corrections update (Exhibit B). She indicated on the last slide regarding mental health diversion closed successful cases that the information in the number of developmentally disabled (DD) clients is not accurate and should be disregarded.

Condon and Yardley discussed how the lower bond amounts for individuals who have been charged with either a misdemeanor, a Felony IV, or have violated a City ordinance has resulted in 96% of those individuals released on bond.

Schorr added the County Board anticipates seeing legislation on cash bail reform.

Etherton said Community Corrections will ask for a cost extension on the Substance Abuse and Mental Health Services Administration (SAMSHA) grant that was received for Re-Entry programming aimed at 18-25-year-old males. She stated the targeted age range was increased to age 32 due to the jail population.

A new \$2,000,000 SAMSHA grant will be used for the same programming but will be targeted at women.

Additionally, there will be a staff person in the jail connecting jailed individuals to community services once they are released from custody. A treatment provider will also be available in the jail.

6) DATA COLLECTION COMMITTEE UPDATE (Kim Etherton, Pat Condon and Brad Johnson)

A. MENTAL HEALTH DIVERSION UPDATE

CJ Johnson said Mental Health Crisis Center (MHCC) targeted programming for 18-25-year-olds and have seen a 50% reduction in readmissions.

B. CORRECTIONS UPDATE – Ken Prey, Lancaster County Corrections Jail Administrator

Prey reviewed the quarterly Corrections update (Exhibit C).

7) AGENCY AND ORGANIZATIONAL UPDATES

A. COUNTY ATTORNEY

K Etherton said the next Night Court will be held December 19.

B. PUBLIC DEFENDER

No report.

C. LAW ENFORCEMENT

Curry and Cooney reviewed LB686 (Change provisions relating to Class IV felonies, post-release supervision, competency to stand trial, restrictive housing, and the long-term restrictive housing work group, create a criminal offense relating to electronic communication devices in correctional facilities, change possession of a deadly weapon by a prohibited person provisions, and provide for deferred judgments by courts). They noted there could be significant increases or decreases in the custodial sanctions that will not be seen until at least September 2020.

D. SERVICE PROVIDERS

CJ Johnson stated with the anticipated Medicaid expansion, there was a \$1,800,000 reduction from the legislature. This will significantly impact the outpatient services that can be funded.

E. OTHER COMMUNITY PARTNERS

No report.

8) NEXT MEETING – FRIDAY, FEBRUARY 1, 2020

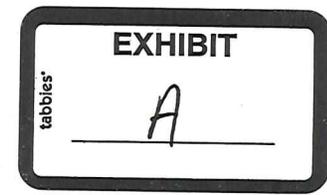
9) ADJOURNMENT

There being no further business the meeting was adjourned at 8:50 a.m.

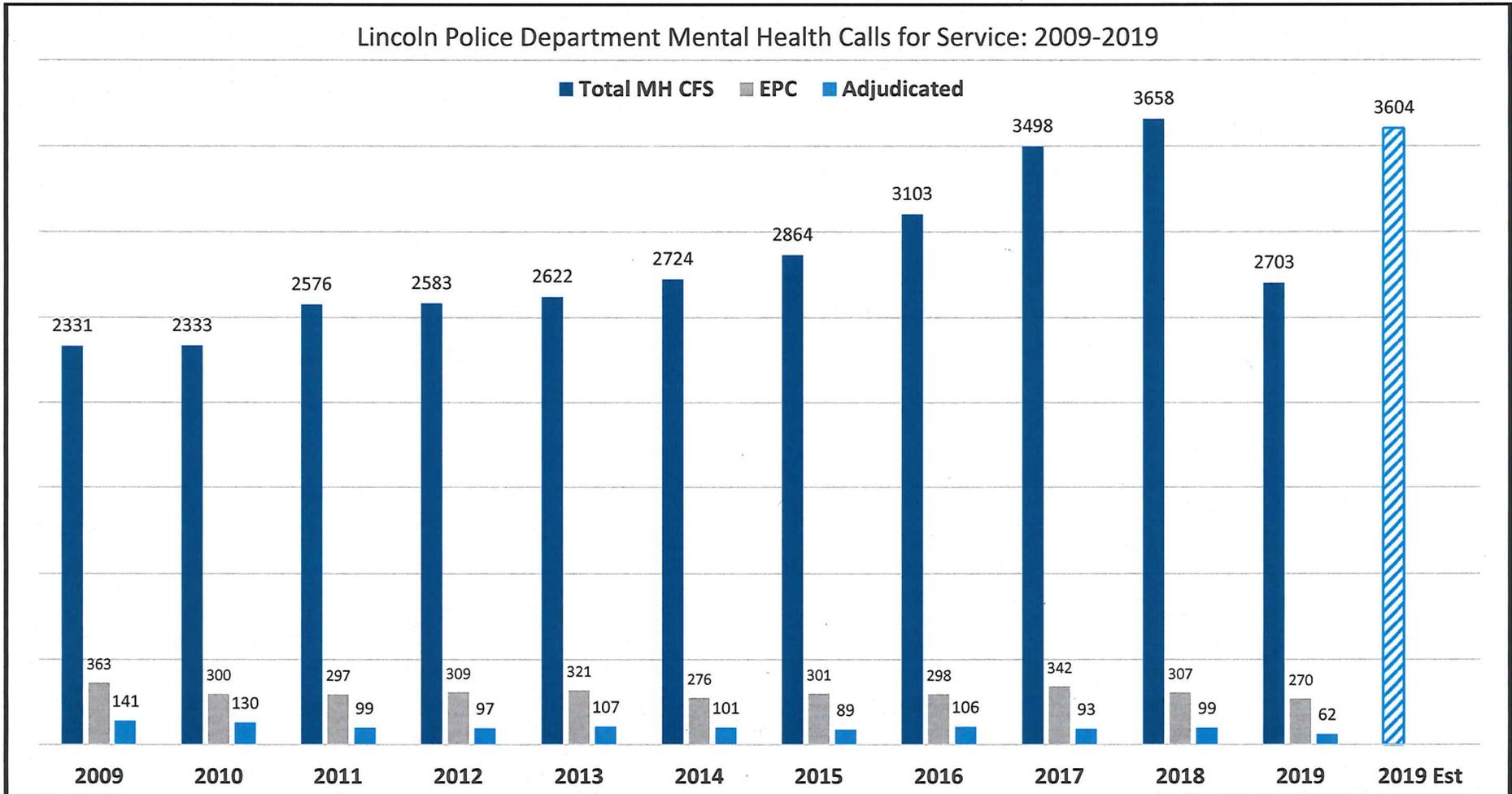
Submitted by Leslie Brestel, County Clerk's Office



Lincoln Police Department
575 S 10th St



- 2019 data is through September 30, 2019.
- 2019 estimated total is based on a total using 2016-2018 MH CFS per day. This total includes using the weighed factors from October-December.
- From 2009 to 2018, MH CFS per day increased from 6.39 CFS per day to 10.02 CFS per day. This reflects in a 56.8% increase of MH CFS per day from 2009 to 2018.
- The Adjudicated bars is via a data source outside of LPD with 90 day suspensions removed from the data set.



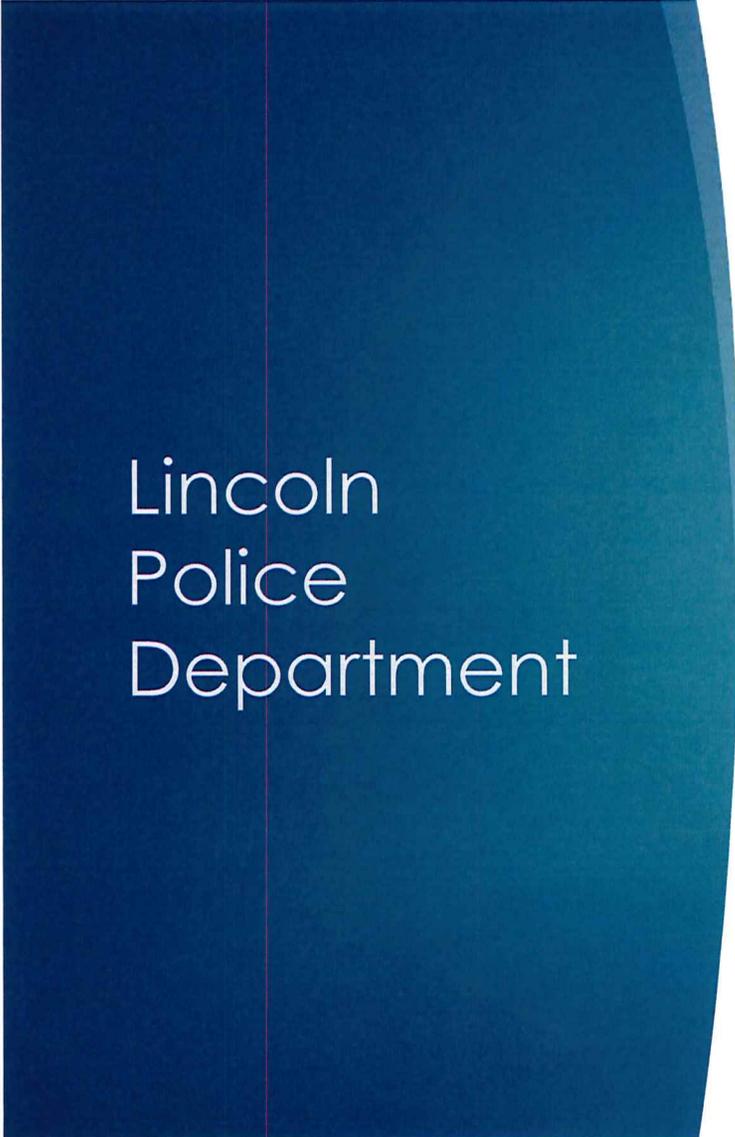
EXHIBIT

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B

Justice Council

DATA COLLECTION COMMITTEE REPORT

The logo for the Lincoln Police Department is a dark blue rectangle with a lighter blue curved border on the right side. The text "Lincoln Police Department" is written in white, sans-serif font, stacked vertically.

Lincoln Police Department



Calendar Year	Mental Health Investigation	Emergency Protective Custody	Attempted Suicides
2017	2779	342	326
2018	3001	307	302
Jan-Sept 30	2151	270	234

Targeted Adult Service Coordination (TASC)

Calendar Year	Lancaster County (LSO)	UNL Police Dept.
2017	23	0
2018	40	2
2019-September 30	26	1

Crisis Center

CALENDAR YEAR	# Admissions	# Outpatient Commitments	# Inpatient Commitments	Avg. Length of Stay for All Admissions
2017	688	90	61	6 days
2018	643	92	74	7 days
2019- September	470	60	44	8 days



Facility	# Placed	# Post Commit Days
Lincoln Regional Center	10	
MHCC (Stabilized & Released)	7	435
Mary Lanning	32	138
Fremont Hospital	3	
Omaha VA	2	
Richard Young	2	

2017: Crisis Center Inpatient Commitment Placements



Facility	# Placed	# Post Commit Days
Lincoln Regional Center	12	
MHCC (Stabilized & Released)	12	681
Mary Lanning	36	238
Fremont Hospital	0	
Omaha VA	0	
Richard Young	4	

2018: Crisis Center Inpatient Commitment Placements:



Facility	# Placed	# Post Commit Days
Lincoln Regional Center	11	
MHCC (Stabilized & Released)	16	943
Mary Lanning	14	238
Fremont Hospital	0	
Omaha VA	0	
Richard Young	0	
Douglas County Hospital	1	
Not Yet Placed	2	

2019-September: Crisis Center Inpatient
Commitment Placements:

Bridge Behavioral Health

Calendar Year	# Emergency Protective Custody Placements
2017	
2018	
2019-September 30	

Department of Corrections

Calendar Year	# Lodged Positive MH Screens	# All w/ Nuisance Charges & + MH Screens	Pure Nuisance with + MH Screen
2017			
2018			
June 2019	2579	422 (17%)	159 (37% of nuisance charges + MH & 6% of all +MH Screens)

Department of Corrections

Stepping Up Data Points

Calendar Year	# People w/+MH Lodged	Average Length of Stay	% Of These Connected to Treatment	Recidivism Rates
2017				
2018				
2019	2579			

Competency

Evaluations Ordered

Calendar Year	County Court Evals	District Court Evals
2017	0	50 (FY16-17)
2018	46	17 (FY17-18)
2019-Sept. 30	66	17 (FY18-19)

Not Competent Not Restorable

Calendar Year	City Attorney	County Attorney
2017	7	
2018	14	
2019-Sept 30	8	

Mental Health Diversion Closed Successful Cases

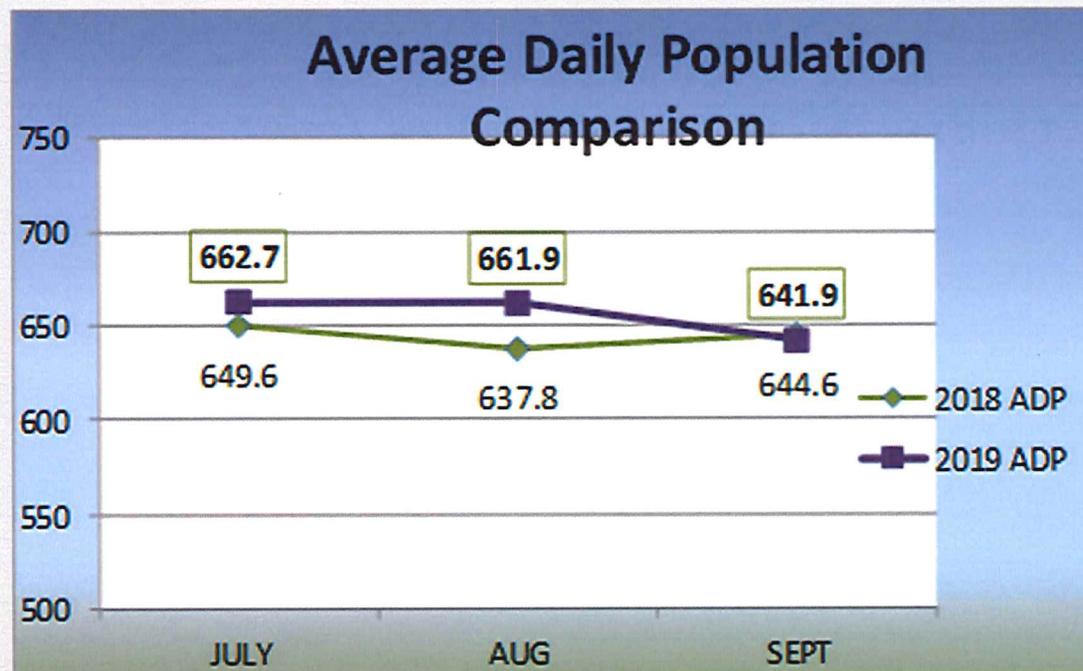
Calendar Year	# Clients	# of DD Clients	# Cases	Recidivism (# of Clients)	# of DD Who recidivate
2016 (9/20/16)	4	0	4	0	0
2017	9	2	11	3	2
2018	11	1	17	1	1
Totals	24	3	32	4	3

Justice Council November 1, 2019



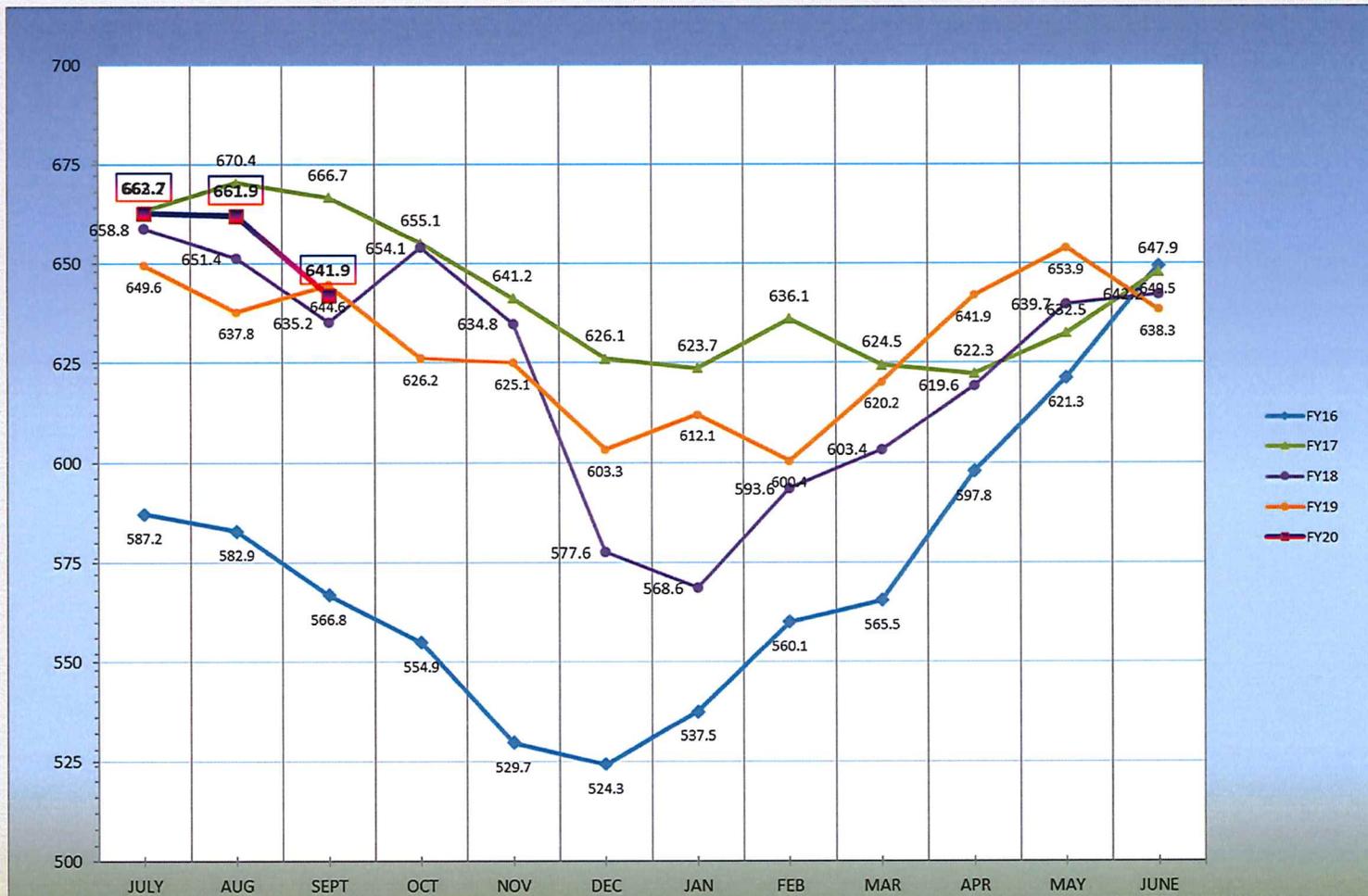
Current Population Trends

Average Daily Population



- The average daily population (ADP) for this period of 2019 was 655.5 detainees compared to 644 for the same period in 2018. This represents a 1.8% increase.
- This period's ADP consumed 98.6% of the department's operational capacity of 665.

Fiscal Year Comparison



Regional Center Average Days Waiting Historical View

