

# THE BALTIMORE CITY CRIMINAL JUSTICE COORDINATING COUNCIL

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## MINUTES FROM THE JULY 12, 2017 MEETING

**Council Members In Attendance\*:** Chair Judge Charles Peters, Circuit Court; Mary Abrams, Clerk of the District Court; Warren Alperstein, Baltimore City Bar Association; Kimberly S. Barranco, CJCC Executive Director; Marilyn Bentley, Clerk of the Circuit Court for Baltimore City; Jay Cleary for Sam Abed, Secretary, Department of Juvenile Services; Kevin Davis, Baltimore City Police Commissioner; Mary-Denise Davis for Kirsten G. Downs, Baltimore City Public Defender; Elizabeth Embry for Brian Frosh, Attorney General of Maryland; Clinton Fuchs for Stephen M. Schenning, Acting U.S. Attorney for the District of Maryland; Vanessa Lyon for Lawrence J. Hogan, Jr., Governor of the State of Maryland; Marilyn Mosby, State's Attorney for Baltimore City; Walter Nolley, Regional Administrator, Division of Parole and Probation, Department of Public Safety and Correctional Services; Catherine E. Pugh, Mayor of Baltimore City; Michael R. Resnick, Commissioner, Division of Pretrial Detention and Services, Department of Public Safety and Correctional Services; Judge Barbara Baer Waxman, Administrative Judge, District Court; Dr. Leana Wen, Commissioner of Health, Baltimore City; and Bernard C. "Jack" Young, City Council President.

**Others in Attendance\*:** Bilal Ali, Maryland State Delegate; Curtis S. Anderson, Maryland State Delegate; Daniel Atzmon, Behavioral Health System Baltimore; Elizabeth Bayly, DLS; Margaret Boyd-Anderson, Criminal Justice Coordinating Council; Doug Colbert, University of Maryland Francis King Cary School of Law; Deirdre Gardner, Roberta's House; Kelly R. Hurtt, Community Services; Paul Plymouth, Office of the President of the Baltimore City Council; Judge Devi Russell, District Court; Andrew Tress, Judiciary; and Robert Weisengoff, DPSCS- Pretrial Services.

**\*We request that all in attendance sign the attendance sheet which is available at each meeting.**

### MEETING DIALOGUE

The meeting was called to order at 12:35 p.m. Judge Charles Peters greeted Council members and their representatives.

#### **I. CHAIR'S REPORT – JUDGE CHARLES PETERS**

Judge Peters requested a motion to approve the May 10, 2017 meeting minutes and they were unanimously adopted. Judge Peters advised that there is no August meeting and he further advised that the next meeting will be held on September 13, 2017.

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## **II. EXECUTIVE DIRECTOR'S REPORT – KIMBERLY SMALKIN BARRANCO**

Kimberly Barranco advised that the meeting packets contained a copy of a support letter that would be submitted in support of the Office of the State's Attorney for Baltimore City, the Baltimore Police Department, The Baltimore Sheriff's Office and the Housing Authority for Baltimore City. Ms. Barranco explained that the above-mentioned agencies were collectively seeking funding for technical assistance through the Combatting Witness Intimidation Initiative. She further explained that the funding would assist in developing and implementing a comprehensive plan to increase the safety and security of victims and witnesses of crime in Baltimore City. Ms. Barranco reported on the Baltimore City Criminal Justice Coordinating Council's Annual Report for Fiscal Year 2017 included in the members' meeting packets. Ms. Barranco further stated that the report documents the Council's history, committees, successes, and obstacles and she encouraged members to review the report. Ms. Barranco identified that the CJCC and its Committees had accomplished a great deal during the past year and she shared highlights of a few accomplishments that had been achieved through the eight CJCC Committees, which are as follows:

- The Domestic Violence Coordinating Committee monitored the Baltimore City Sheriff's Office Domestic Violence Unit's assumption of service of all protective orders in Baltimore City issued out of the District and Circuit Courts of Maryland in addition to orders from other jurisdictions within Maryland and those received from other states. The Sheriff's Office maintained the high level of service of Protective Orders on respondents and the provision of returns of service to the District and Circuit Courts from a reported 10-12% to 60% since their assumption of service.
- A workgroup of the DVCC developed a protocol for the service and tracking of interim protective orders, resulting in an increase in the returns of service to the District Court.
- The DVCC facilitated the updating and accessibility of the information contained in the Maryland State Bar Association brochure "Domestic Violence: You Can Live Without It" which is now accessible through the MSBA's website with links to the People's Law Library.
- The DVCC LGBTQ DV workgroup continued its collaborative outreach efforts by providing an opportunity for representatives from LGBTQ legal, health care,

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and community providers to discuss domestic violence and its impact on the LGBTQ community with DV service providers and law enforcement.

- DVCC members worked collaboratively to address delays in the receipt of medical records subpoenas needed for domestic violence cases where victims may be reluctant to testify, and facilitated outreach to local hospitals and improved communication, resulting in faster turnaround time and fewer postponement requests.
- The DVCC facilitated significant improvement with the established protocol for submission and receipt of photographic evidence.
- The Domestic Violence Fatality Review Team promulgated recommendations and presented them to the Criminal Justice Coordinating Council. The recommendations were formed as a result of studying issues which arose from fatalities the Team reviewed in 2015 and 2016.
- The DVFRT continued progress in team reviews by interviewing a DV homicide perpetrator and gained valuable insight.
- The DVFRT worked to ensure that the protocol for assessing and providing services within the first 24 hours for children exposed to domestic violence involving the fatality or near fatality of one or more parents was followed pursuant to the MOU between the stakeholders.
- The Team continues to serve as a model Domestic Violence Fatality Review Team by hosting DVFRT representatives from other jurisdictions across the state to demonstrate how to conduct thorough reviews.
- Due to the diligence of the Warrant Committee in monitoring the progress of its Warrant Service Protocol to expedite the service of outstanding warrants and facilitating communication between the member agencies involved, the number of individuals released from BCBIC with open warrants continues to be miniscule. Warrants which are not served are invariably old and cannot be located, or are needed on a weekend when a true test copy cannot be obtained from the Court.

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- The Committee coordinated a protocol to facilitate the fingerprinting of defendants pursuant to a Court ordered fingerprint order and monitored the results.
- A workgroup collaboratively created a protocol to ensure that DPDS is alerted that an order of release of the defendant from custody includes information that sex offender registration is required.
- Through coordination by the CJCC, stakeholders collaboratively planned the FTA Warrant Second Chance program which provided individuals with eligible active failure-to-appear (FTA) misdemeanor arrest warrants the opportunity to have the warrants recalled and receive a new trial date to resolve the pending matter.
- Ongoing expungement reconciliation efforts continue to be highly successful due to the coordination facilitated by the Warrant Committee.
- Input errors for the incorrect release type continue to decrease, resulting in less reconciliation needed for expungements.
- The Technology Committee continued to foster collaboration and communication regarding numerous fiber and connectivity issues and projects for the benefit of CJCC member agencies as well as other criminal justice partners to achieve shared objectives and actively worked to share resources.
- The Committee facilitated a protocol to provide attorneys consistent access to Pretrial Detention Facilities to view body worn camera footage with defendants in preparation for trial.
- The Technology Committee upgraded several core switches and enhancements to the CJCC fiber network in anticipation of expansion to reach additional locations and to plan for future growth.
- Issues with truncated CC numbers in District Court cases were collaboratively resolved by the Committee.
- The Technology Committee monitored the deployment of body worn cameras to BPD officers and issues and concerns are discussed and resolved.

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- The Transportation Committee members collaboratively facilitated improvements to transportation of individuals from the Department of Public Safety and Correctional Services, the Baltimore Pretrial Detention Complex, and movement within the courthouses, and assisted in fostering greater communication between member agencies.
- The Committee coordinated the receipt of weekly transportation writ lists from the DPSCS Transportation Unit to the Office of the Public Defender and the District Court.
- The Committee coordinated the updating of the weekend reporting protocol and revised the medical eligibility requirements in the protocol, and continued to monitor its effectiveness.
- The protocol for the safe transportation of Mental Health Docket defendants in Circuit Court by Department of Health and Mental Hygiene police was also monitored by the Committee.
- The Post-Arrest Practices Committee continued to provide a forum for discussion on post-arrest issues of concern to the stakeholders.
- The Committee monitored legislation and rules regarding bail and other post-arrest issues of interest.
- Committee members worked to facilitate improvement in the delayed release of pretrial inmates from Division of Correction facilities as well as Pretrial Detention facilities in Baltimore.
- The Continuity of Operations Planning (COOP) Committee improved communication between stakeholders during emergency and weather related event closures.
- Committee meetings provided an opportunity for the stakeholders to discuss lessons learned from the fire in the Clarence M. Mitchell, Jr. Courthouse.

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- The Committee improved communication between COOP members by their addition to the Baltimore City Watch List Notifications Distribution List and to the RAVE notification system.
- Through Committee meetings, possible long-term locations for the Circuit Court in the event that one of the existing buildings is unavailable were identified.
- The Mental Health Committee improved the criminal justice system's response to mentally ill defendants by reviewing how and when defendants are assessed at BCBIC and the Baltimore City Pretrial Detention Complex and encouraged discussions on ways in which the current processes can be improved.
- A Hospital Warrant service protocol was established and approved by the BPD which will prioritize their service of the warrants and delineate responsibility for service and their returns to the Court. Since the protocol was created and the General Order was approved, the BPD has been responsive in locating and serving mentally ill defendants in need of treatment.
- Committee meetings also provide an opportunity to address issues with access to mentally ill defendants in the general population, in the medical unit, and to female defendants in MCI-W, and improvement has been made.
- The Committee continues to actively address issues concerning prompt admission and prompt return to the Court. Defendants with mental health issues are continuing to be turned away from DHMH Hospital facilities due to a lack of beds and the waiting period has increased, but meetings provide an opportunity for members to share their concerns and suggestions for improvement on these issues.

Ms. Barranco thanked members and their representatives for the support of the eight CJCC Committees. She further thanked members for sending their representatives who are vital to the conversation and work that is done. Ms. Barranco conveyed that she is looking forward to continuing to assist with working together to achieve even further progress. Judge Peters thanked Ms. Barranco for the CJCC Executive Director's report.

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**III. DIVISION OF PRETRIAL DETENTION AND SERVICES REPORT – MICHAEL R. RESNICK,  
COMMISSIONER, DIVISION OF PRETRIAL DETENTION AND SERVICES**

Commissioner Michael R. Resnick advised Council members that copies of the Division of Pretrial Detention and Services Statistics Report were included in their meeting packets. He reported that the bookings processed for the month of June were 2,396 which was an increase from the previous month and that the dominant charge of arrestees booked was for CDS (774 bookings). Commissioner Resnick reported that he added a column of year to date data at the suggestion of Mayor Catherine Pugh. Commissioner Resnick further reported that of those defendants committed with a bail amount, 46% (198 detainees) are being held with a bail of \$30,000 dollars without a detainer. He advised that the average length of stay was trending slightly higher, and he further advised that the demographics of the population have not changed. He noted that the average daily population of 2483 is higher than in previous months. Commissioner Resnick commended Robert Weisengoff, Director of the Pretrial Release Services program and noted that the failure to appear rate for defendants on Pretrial Release Supervision is 2%. Commissioner Resnick also shared that the DPSCS had begun the process of closing the Jail Industries Building. He stated that by the end of the summer the building will be de-populated. Mayor Catherine E. Pugh asked how many units there were and Commissioner Resnick replied that there were approximately 375 inmates in 5 dormitories. Judge Peters thanked Commissioner Resnick for his report.

**IV. BALTIMORE POLICE DEPARTMENT REPORT – POLICE COMMISSIONER KEVIN DAVIS**

Commissioner Kevin Davis referred Council members to the Commissioner's report which was included in their packets. Commissioner Davis informed that he joined Mayor Pugh with reopening the Western District Police station and he encouraged members to visit the renovated and redesigned station. He shared that the station has a community room and free WIFI. Commissioner Davis thanked Mayor Pugh for her support. He reported that the year-to-date Total Part I Crime was up 7% and he discussed how BPD has been engaged in long-term investigations with the State's Attorney's Office and the U.S. Attorney's Office. He introduced Lieutenant Steve Olson and Daniel Atzmon from the Law Enforcement Assisted Diversion (LEAD) program. Daniel Atzmon advised that as of the morning of July 12, 2017 there were 38 LEAD participants. He further advised that having Captain Olson and BPD officers on the ground has been tremendous. Mr. Atzmon conveyed that he would provide a detailed presentation on LEAD later within the meeting agenda. Mayor Pugh discussed how violence has increased in Baltimore City. She further discussed that she contacted Governor Larry Hogan and that he has been responsive. She noted

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a lack of collaboration with Parole and Probation but that they will be moving back to having more agents in the Districts. She advised that 80% of criminals are on parole or probation and that there are too many suspended sentences. She stated she was looking forward to conversation with the judges on this issue. She further stated that she looked forward to increased collaboration with Parole and Probation. Mayor Pugh discussed a Los Angeles based model for sustained reduction in violence and advised that a team would be working on this in August in Baltimore. She stated she wants to improve crime-fighting technology through expanding the shot spotter program and having computers in all police cars. Mayor Pugh commented on the number of illegal guns on the street and how she was working with the Baltimore City Council on this issue. Judge Peters thanked Commissioner Davis and members for their report.

### **V. PRESIDENT OF THE BALTIMORE CITY COUNCIL'S REPORT—BERNARD C. “JACK” YOUNG, PRESIDENT**

Bernard C. “Jack” Young reported on the City Council’s activities related to criminal justice in Baltimore City and he referred Council members to the memorandum that was included in their packets. President Young acknowledged that the House Chair of the Baltimore City Delegation, Curt Anderson was in attendance and he thanked Delegate Anderson for his support. President Young further reported that over the past year, the 71<sup>st</sup> and 72<sup>nd</sup> terms of the City Council considered a number of resolutions and ordinances to address issues in neighborhoods. He discussed how hearings on bills and resolutions allow the Council to communicate with the Police Department and residents in a public forum in addition to providing the Council with the opportunity to engage the public and the Police Department in order to introduce reforms and strategies, and strengthen transparency to the residents of Baltimore. President Young shared the following reforms that had been introduced:

- Resolution 17-0027R, which calls on the Health Department, Police Department, BCPS, MOCJ, and other relevant agencies to develop a Comprehensive Gun Violence Reduction Strategy for Baltimore.
- Resolution 17-0031, which called on BPD to partner with Federal, State, and local law enforcement agencies to create a Baltimore Crime Gun Intelligence Center.
- Legislative Oversight 17-0014, calling for quarterly public meetings on BPD’s plan to combat violence in Baltimore.



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- A charter amendment to require BPD and other principal municipal agencies to undergo at least two audits in every 4-year term. This charter amendment was passed by the Council and was approved by the voters of Baltimore by an overwhelming margin.
- Resolution 16-0311R, requesting BPD to retrain certain flagged officers in the areas of force continuum, citizen interaction, and de-escalation techniques with the expansion of their Internal Affairs Early Warning Intervention System.
- An investigative hearing on BPD staffing, recruitment efforts, enrollment and graduation from the police academy, and officer retention levels.

President Young reported that the City Council has been working hard to improve public safety after the signing of the consent decree and he shared the following reforms:

- Ordinance 16-0761, prohibiting the possession of replica guns in Baltimore City and the possession of replica guns subject to seizure and forfeiture.
- Resolution 16-0316R, raising the awareness about gender-based street harassment and ways to stop the intimidation that occurs on the street.
- Amendments to the Fiscal Year 2018 budget to secure additional funding to keep the Safe Streets program operating in Baltimore.

President Young conveyed that the City Council acted to implement more oversight and involvement from members of the community. He advised that in addition to creating a Citizens Advisory Committee for Public Safety, the City Council had confirmed 10 nominees to the Community Relations Commission, five nominees to the Civilian Review Board, and 17 nominees to the Youth Commission.

President Young concluded his report by noting that the City Council continues to hold hearings on topics discussed at the CJCC meetings. He further noted that in October 2015, the CJCC discussed Human Trafficking in Baltimore. President Young detailed that after passing legislation that prohibits the sale of hourly hotel rooms and increased whistleblower protections, the City Council held a hearing to share resources for victims and concerned citizens to combat human trafficking in

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Baltimore. He further detailed that the hearing was well attended and all parties left empowered with great information to help end human trafficking in Baltimore. President Young stated that he was proud of the energy and excitement shown by the 15-member Council, eight of whom are first-term councilmembers. He further stated that he looks forward to working with everyone to improve the criminal justice system in Baltimore. Judge Peters thanked President Young for his report.

### **VI. BAR ASSOCIATION OF BALTIMORE CITY REPORT – WARREN S. ALPERSTEIN**

Warren S. Alperstein reported that Charles M. Blomquist is currently serving as President of the Bar Association of Baltimore City and that Kelly Hughes Iverson is President-Elect. He further reported that new officers had been installed and that there were 2500 members of the Bar Association of Baltimore City. Mr. Alperstein announced that the Bar Association plans to conduct public service programs including legal services to veterans as well as health and wellness seminars. He thanked Ms. Barranco for bringing everyone together and continuously including everyone at the table. Mr. Alperstein also thanked Commissioner Resnick on behalf of the private bar for the work he was doing. Mayor Pugh advised that she spoke to the Bar Association of Baltimore City on Tuesday, July 11, 2017. She further advised that Mr. Blomquist discussed services provided to veterans. Ms. Barranco informed that Judge Halee Weinstein will present on the Veterans Treatment Docket in the District Court at the November 8, 2017 CJCC meeting. Judge Peters thanked Mr. Alperstein for his report.

### **VII. BALTIMORE CITY HEALTH DEPARTMENT REPORT – DR. LEANA WEN, COMMISSIONER**

Commissioner Leana Wen referred Council members to the Baltimore City Health Department (BCHD) Criminal Justice Coordinating Council Report, which was included in their packets. Commissioner Wen thanked Mayor Pugh and City Council President Young and members of the City Council for their leadership. She reported on four key elements: (1) Violence Prevention - Safe Streets; (2) Addiction - Overdose Prevention, Real-Time Outreach/Fentanyl, Stabilization Center, and Workgroup on Treatment Access and Neighborhood Relations; (3) Mental Health and Trauma - ReCAST/ Schools and Trauma-Informed Care; and (4) Upstream Interventions - Vision for Baltimore and B'More for Healthy Babies. Commissioner Wen elaborated on the first key element, which is Safe Streets and she stated that in 2016, Safe Streets staff mediated over 780 conflicts, 73 percent of which were deemed “likely,” or “very likely” to result in gun violence. Commissioner Wen further stated that Safe Streets Baltimore is based on the national Cure violence model. Commissioner Wen

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discussed how the second element is Addiction. She further discussed how the numbers of overdoses in Maryland are significant and that people were dying from fentanyl overdoses in Baltimore City. Commissioner Wen conveyed that since 2015 when the standing order providing for a blanket prescription for naloxone was first issued, more than 23,000 residents have been trained on how to use naloxone, and over 1,000 Baltimoreans have been saved from overdose by everyday citizens. Commissioner Wen discussed Real-Time Outreach/ Fentanyl and the Stabilization Center. She informed that BCHD along with its partners at Behavioral Health System Baltimore (BHSB) sends out alerts and deploys outreach teams in real time to educate residents on how to save lives using the opioid antidote naloxone. She further informed that BCHD and BHSB have been working with partners to plan a center that is responsive to local needs, grounded in a public health framework, and is integrated into a comprehensive behavioral health crisis response system. Commissioner Wen advised that the proposed center would provide voluntary care for adults who are intoxicated and would operate 24 hours a day, seven days a week. Commissioner Wen further advised that the Stabilization Center is slated to begin construction in summer 2017 with the intention to open in summer 2018.

Commissioner Wen reported on the third element; Mental Health and Trauma. She identified that BCHD was awarded a five-year, \$5 million ReCAST (Resiliency in Communities After Stress and Trauma) grant to implement community-based trauma services in West Baltimore. She identified how the ReCAST West Baltimore Project will guide the implementation of a West Baltimore Strategic Plan, which will implement high-quality, trauma-informed, community-based services to include youth and community organizing, mentoring programs, youth development, yoga/mindfulness activities, and healing circles. Commissioner Wen concluded with reporting that to date, over 1200 frontline city employees have been trained on Trauma-Informed care. Mayor Pugh commented that she did not want a misunderstanding about an article in the Baltimore Sun in which she questioned the wisdom of having drug treatment centers in the community because it could place a strain on already struggling neighborhoods. Mayor Pugh advised that former Baltimore City Mayor Kurt Schmoke wondered whether nurse practitioners and physicians were being certified to address drug addiction in Baltimore. She stated that she does not want to undermine treatment but wants to include medical practitioners in the process. Ms. Barranco asked Commissioner Wen if Trauma-Informed care training was available to CJCC stakeholders. Commissioner Wen replied affirmatively. She explained how they could now expand the training and that she would forward information about the training to Ms. Barranco. Judge Peters

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thanked Commissioner Wen for her report.

### **VIII. COMMITTEE REPORT– POST ARREST- PRACTICES COMMITTEE –JUDGE DEVI RUSSELL, CHAIR**

Judge Devi Russell reported that the Post-Arrest Practices Committee was formed in November 2010 by CJCC Chair Judge M. Brooke Murdock to study and address issues regarding bail, pretrial release and other post-arrest concerns. She further reported that the Committee was previously co-chaired by former CJCC Chair Judge John M. Glynn and former Administrative District Court Judge Keith Mathews. Judge Russell advised that she has served as Chair since April 2015. She further advised that Committee members include representatives from the Office of the Public Defender, the Office of the State's Attorney, the Baltimore Police Department, the Court Commissioners Office, the private defense bar, the Mayor's Office on Criminal Justice, Behavioral Health System Baltimore (LEAD Program), and the Department of Public Safety and Correctional Services. Judge Russell stated that from November 2010 through June 2012 the Post-Arrest Practices Committee studied a number of reports and met with interested parties offering suggested improvements, and also reviewed statistical information to formulate data driven recommendations. Judge Russell further stated that the Committee investigated and discussed suggestions to shorten pre-trial incarceration time and promulgated a report with recommendations, which was presented to the Council in July 2012. Judge Russell conveyed that since that time the Committee has met quarterly to address implementation of the recommendations and has continued to identify system-wide gaps and deficiencies and suggested improvements to the post-arrest process.

Judge Russell thanked the CJCC for the terrific work that their representatives to the Committee was doing. Judge Russell further thanked Kimberly Barranco, CJCC Executive Director and Margaret Boyd-Anderson, CJCC Project Coordinator and she identified a number of the Post-Arrest Practices Committee's accomplishments during the past year, which include:

- The Committee supported the Law Enforcement Assisted Diversion (LEAD) program which re-directs low level offenders to community based services.
- The Committee also monitored legislation and rules regarding bail and other post-arrest issues of interest.

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- The Committee facilitated a protocol to provide attorneys consistent access to Pretrial Detention Facilities to view body worn camera footage with defendants in preparation for trial.
- Committee members reviewed the progress of the Homeless Persons Docket and Veteran’s Treatment Docket in addressing misdemeanor offenses and open warrants as well as its success in providing access to services.
- Committee members worked to facilitate improvement in the delayed release of pretrial inmates from Division of Correction facilities as well as Pretrial Detention facilities in Baltimore.
- Through regular meetings, committee members monitored the implementation of the Richmond decision to provide court appointed counsel for initial appearances, including the rate of waivers of counsel by defendants.

Judge Russell conveyed that the Committee continues to provide a forum for discussion on post-arrest issues of concern to the stakeholders. She further conveyed that bail reform and related issues are discussed at meetings and the Committee monitors the available JIS data regarding initial appearance releases and commitments. Judge Russell advised that the Committee also receives regular reports regarding the issuance of civil and criminal citations. Judge Russell further advised that moving forward, the Post-Arrest Practices Committee will continue to address initiatives to expedite release as well as further implementation of the Committee’s recommendations, and will encourage stakeholders to continue to work collaboratively on solutions to shared concerns. Judge Russell concluded her report by informing that the Committee will continue to serve as an effective mechanism allowing the CJCC to fulfill its mission to advance the fair and timely disposition of cases, and to ensure justice for those accused of crimes and the victims of crimes.

Judge Peters thanked Judge Russell for her report.

### **VIII. PRESENTATION ON LEAD (LAW ENFORCEMENT ASSISTED DIVERSION) – DANIEL ATZMON, PROGRAM MANAGER**

Daniel Atzmon introduced Adrienne Breidenstine, Vice President for Policy and Communications for Behavioral Health Systems Baltimore, who presented on Baltimore City Law Enforcement Assisted Diversion (LEAD). She referred Council members to the Baltimore City LEAD handout, which was included in members’ packets. She reported that Behavioral Health System Baltimore (BHSB) ensures access

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to a full range of quality health services; advocates for policies to advance prevention, early intervention, treatment and recovery; collaborates with system partners improve access to care; and strengthens communities by supporting behavioral health and wellness. Ms. Breidenstine stated that Detective Olson summarized earlier how (1) LEAD diverts low-level drug and prostitution offenders to community-based treatment and support services; (2) refers individuals to intensive case management and treatment and other support services; (3) supports participants by police, prosecutors, and case managers working closely together; and (4) utilizes a harm reduction approach. Ms. Breidenstine reported that Baltimore City launched the LEAD pilot program in February 2017 and that the program was approaching the 6-month point. She further reported that the LEAD goals are as follows: (1) reduce unnecessary criminal justice system involvement for people with behavioral health disorders; (2) increase access to community-based treatment and services; (3) reduce costs to the criminal justice system by connecting individuals to support services instead of jail and prosecution; and (4) improve public safety and relations between police and community members. She identified that adults suspected of a low-level drug offense or prosecution are eligible, except when (1) the individual is under supervision; (2) the individual has a disqualifying criminal record (i.e. history of violent crime, sex offense) or presents a threat to public safety; and (3) the individual has an open case, open warrant, or is under supervision.

Mr. Atzmon explained how LEAD works. He stated that (1) the officer takes the individual to a LEAD case manager at the Central District where they conduct an intake and begins offering assistance; (2) the case manager helps the client access community-based treatment and/or other support services; and (3) officers also have a social contact referral option which empowers officers to assist those in need, without an arrest, while addressing community concerns related to drug activity. Mr. Atzmon further stated that there were 38 individuals enrolled in the pilot and to date; there has been only one re-arrest. He shared that the implementation partners are Behavioral Health System Baltimore, Baltimore Police Department, University of Maryland, Baltimore Crisis Response, Inc., the State's Attorney Office, the Office of the Public Defender, and Outreach Collaboration, which includes the Downtown Partnership, Health Care Access Maryland, and Recovery Network. Mr. Atzmon shared further details of the resources that were used to support LEAD as well as the funding strategies, which include Medicaid reimbursements; private support foundations and businesses; federal grants; state government support; and local government support. He also conveyed that the estimated annual pilot cost for LEAD was \$500,000 dollars. Mr. Atzmon discussed LEAD's national support and informed that Baltimore City

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works with the LEAD National Support Bureau, which provides technical assistance and participates in a learning collaborative with other jurisdictions. He further informed that Seattle began the first LEAD pilot in 2011 in response to covert drug activity in the Belltown neighborhood downtown and that Santa Fe's LEAD pilot began in April 2014 as a response to opioid driven crime and increasing overdose deaths. Mr. Atzmon said that Albany's LEAD pilot began in spring 2016. Mr. Atzmon further stated that LEAD was cost effective and he shared Seattle's LEAD evaluation results. Mr. Atzmon conveyed that LEAD participants' criminal justice costs and utilization declined by \$2,100, while control group participants' costs increased by \$5,961. He explained that participants were significantly more likely to obtain housing, employment and legitimate income in any given month subsequent to their LEAD referral. Commissioner Davis explained that this is not a soft on crime program but is a paradigm shift to treatment rather than incarceration. Captain James Rhoden shared how LEAD has also become an opioid response team and he further shared how BPD officers are very involved in the program. Mr. Atzmon was asked about future plans for expanding the eligibility criteria and he replied that he hopes to do so and would be speaking with the partners about this. Delegate Anderson stated he encouraged removing the Parole and Probation disqualifier.

Judge Peters adjourned the meeting at 1:40 p.m. The next meeting will be held on Wednesday, September 13, 2017 at 12:30 p.m., Courthouse East, Room 510.

### MEETING HANDOUTS

- 1) CJCC July 12, 2017 Meeting Agenda
- 2) Minutes from the May 10, 2017 meeting
- 3) CJCC Comprehensive Annual Report (Fiscal Year 2017)
- 4) Division of Pretrial Detention and Services Statistics Report
- 5) Baltimore Police Department Report
- 6) President of the Baltimore City Council Report
- 7) Baltimore City Health Department Report
- 8) LEAD (Law Enforcement Assisted Diversion) Report - PowerPoint

*Respectfully submitted,*

Kimberly Smalkin Barranco  
CJCC Executive Director

KSB/mba