AGENDA COVER MEMO

Memorandum Date: April 17, 2023
Order Date: May 2, 2023

TO: Board of County Commissioners

DEPARTMENT: County Administration

PRESENTED BY: Patty Perlow, Lane County District Attorney and Public Safety Coordinating Council Chair;
Denise Walters, PSCC Staff, LCOG Principal Planner

AGENDA ITEM TITLE: Order/In the matter of acknowledging and supporting the pursuit of 2023-25 Justice Reinvestment Grant Program (JRP) funds, providing a signed letter of acknowledgment and support from the Board for both JRP Formula and Competitive funds, and delegating authority to the Public Safety Coordinating Council staff to sign and submit the online grant applications and to the County Administrator to execute any additional grant application documents.

I. MOTION

Adopt the order acknowledging and supporting the pursuit of 2023-25 Justice Reinvestment Grant Program (JRP) funds, providing a signed letter of acknowledgment and support from the Board for both JRP Formula and Competitive funds, and delegating authority to the Public Safety Coordinating Council staff to sign and submit the online grant applications and to the County Administrator to execute any additional grant application documents.

II. AGENDA ITEM SUMMARY

The Board is being asked by the Lane County Public Safety Coordinating Council (PSCC) to acknowledge the pursuit of Justice Reinvestment Grant Program Formula and Competitive funds and provide a signed letter to this effect. The funder requires such a letter as part of the applications. The 2023-25 application process is different from prior rounds. The process consists of two steps: 1) Submit a description of programs likely to be funded by May 25, 2023; and 2) Submit any program changes, budgets, description of victims services, and evaluation proposal (if applicable) by September 13, 2023. The PSCC will come before the Board again with full program proposals and budgets prior to the September 13th application deadline.

The Board is also being asked to delegate authority to the Public Safety Coordinating Council (PSCC) staff to sign and submit the grant applications, as required by the Oregon Criminal Justice Commission, and delegate authority to the County Administrator to execute any additional grant documents necessary to complete the process.

III. BACKGROUND/IMPLICATIONS OF ACTION

A. Board Action and Other History

Lane County has consistently and successfully applied for JRP Formula and Competitive funds since the beginning of Oregon's Justice Reinvestment Initiative. In 2013 a report and recommendations from the Oregon Public Safety Commission, a bipartisan, interagency commission appointed by the Governor to analyze corrections and sentencing policies, laid the groundwork for the Legislature to pass House Bill 3194 creating the Justice Reinvestment Grant Program. Between 2000 and 2010 Oregon's prison population increased nearly 50 percent and the state's prison population was projected to continue to increase, driving up prison costs. Justice Reinvestment is Oregon's proactive approach to controlling prison growth and investing a portion of the avoided operational prison costs in Oregon's local criminal justice systems. The state has two goals for Justice Reinvestment:

1. Reduce recidivism while protecting public safety and holding offenders accountable; and
2. Decrease the county's utilization of imprisonment in a Department of Corrections institution while protecting public safety and holding offenders accountable.

In the past JRP funds have consistently been used to support the following programs and services:

Reentry Components: Transitional Housing and services provided by Sponsors, Inc.: Crisis Funds, Peer Mentoring/Incentives, Mentoring Program, and Cognitive Behavioral Therapy (CBT)/Motivational Enhancement Therapy (MET)/Gender Specific CBT and MET. A cognitive-behavioral Batterer Intervention Program provided by Bridges to Safety for those with domestic violence related offenses. Supervision by Parole & Probation for the Justice Involved Women's Initiative providing gender specific services to females on supervision.

Prison Reduction Components: Pretrial Services to determine who can be released from Lane County Adult Corrections pretrial and what should be included in a release agreement to address risks and needs while those charged with a crime are on release in the community. Lane County Sheriff's Office Electronic Monitoring Program service to those released based on recommendation from Pretrial Services. Restorative Justice Services for the District Attorney's (DA) Community Prosecution Program, a DA Diversion for non-repeat offenders in low

level felony property cases.

Overarching Component to Achieve JRP goals - Collaborative, Data Driven PSCC: Goal: increase public safety through local and regional collaboration. Objectives: increase Lane County's ability to support a collaborative, proactive, engaged PSCC with key decision makers and stakeholders who participate directly in an ongoing process of joint policymaking for the local system; provide support so PSCC can continue to be a highly functioning group with a shared purpose of improving the local criminal justice system. PSCC meets 5-6 times a year as a full body and as a number of committees (Reentry Task Force, Workplan Workgroup, Juvenile Justice, Behavioral Health/Criminal Justice Workgroup, Budget, etc.). This component also includes PSCC's Equity Initiative.

Victim Services Component: JRP requires a minimum of 10% of each county's allocation be set aside for community-based nonprofit victim services programs. PSCC has focused on services to those who are victim survivors of domestic violence, sexual assault and for children who are victims of or witnesses to a crime.

Randomized Control Trial Evaluation. The JRP Formula Grant requires 3% of the total amount of JRP Formula Grant funds to be allocated to help fund Randomized Controlled Trials (RCT) or other rigorous outcome evaluations; or be returned to the Criminal Justice Commission for such work. Lane County has consistently funded its own locally led studies.

Policy Issues

Oregon Revised Statutes 423.560, adopted in 1995, mandates development of a local public safety coordinating council to develop and recommend to the Board of County Commissioners (BCC) a plan for use of state resources to serve the local offender population. Oregon Administrative Rules 213-060-0050(2) state:

> Each county may submit only one application for a justice reinvestment grant to fund one or more community-based programs. The application must be submitted by the local public safety coordinating council and include proof of approval by the county governing body.

The final application is due no later than September 13, 2023.

B. Board Goals

JRP funding supports programming that addresses the following components of the Lane County Strategic Plan 2022-2024: Safe, Healthy County.

> Strategic Goal: Develop an equitable and integrated approach to health, behavioral health, public safety and homelessness so that all residents are

safe, healthy, housed, and health outcomes are improved. Protect and enhance the safety and health of Lane County residents with a focus on enhancing and managing resources, improving access to prevention programs, and collaborative initiatives.

Objective: Invest in public safety for improved service delivery.

The goals of Justice Reinvestment are to: 1) Reduce recidivism while protecting public safety and holding offenders accountable; and 2) Decrease the county's utilization of imprisonment in a Department of Corrections institution while protecting public safety and holding offenders accountable. PSCC supports and facilitates the partnerships and collaborations necessary to be effective in achieving these goals.

C. Financial and/or Resource Considerations

The legislature has not determined 2023-25 funding for JRP. However, the county percentage share (based on the number of people on supervision) has been set at 8.77% which is significantly lower than the past three biennia. The Justice Reinvestment Initiative was to sunset during the 2023-25 biennium, however it is expected to be renewed. The table below provides an historic overview of funding brought to Lane County via JRP.

Biennium	Lane County's Percentage Share	Lane County's Amount
2015-2017	8.26%	$3,172,990.00
2017-2019	9.29%	$3,707,059.91
2019-2021	9.57%	$3,961,439.91
2021-2023	9.22%	$3,983,722.00
2023-2025	8.77%	TBD

The PSCC will also develop a proposal for the optional JRP Competitive Grant established as part of the 2017 HB 3078 to support downward departure prison diversion programs.

Biennium	Lane County Amount
2017-2019	$722,555
2019-2021	$624,050.27
2021-2023	$930,734.04
2023-2025	TBD

Like the formula fund, the total pot of JRP competitive funds is yet to be determined. Lane County is not bound to a percentage share for the competitive program. In the 2019–2021 biennium the competitive grant was funded at $7,266,000.00 and $7,575,438.00 in 2021-23. JRP competitive funds are limited to positions and trainings that directly support downward departure prison diversion

programs. The competitive program like the formula program requires 10% of supplemental funding requested be dedicated to nonprofit community-based victim services providers.

D. Health Implications

All of the services eligible for funding and historically included in the grant proposals are designed to reduce crime and recidivism and increase community safety.

E. Analysis

The request is for a letter acknowledging and supporting Lane County is applying for JRP funds and delegating authority appropriately to complete the application process. The Board will see the detailed 2023-25 proposal prior to the September 13, 2023 grant deadline for Part 2 (budget) of the application. At this time details on the competitive grant application process have not been released. There is no adverse impact from the requested acknowledgment and support.

F. Alternatives/Options

1. Adopt the motion to approve providing a signed letter of acknowledgment and support from the Board for both the 2023-25 Justice Reinvestment Grant Program (JRP) Formula and Competitive funds, and delegating authority to the Public Safety Coordinating Council staff to sign and submit the online grant applications and to the County Administrator to execute any additional grant application documents.

2. Direct staff to prepare a different motion for Board consideration and approval.

IV. RECOMMENDATION

The PSCC is recommending the Board approve the motion stated above.

V. TIMING/IMPLEMENTATION

Part 1 of the Formula application is due May 25th. Part 2 of the Formula application along with proposals for the Victim Services, Evaluation and Competitive Funds are due September 13th. The Grant Review Committee will develop funding recommendations in October 2023 with the Criminal justice Commission making award decisions in November 2023.

VI. FOLLOW-UP

The PSCC will develop complete applications and present the proposals to the Board prior to the September 13, 2023 deadline.

VII. ATTACHMENTS

- Order
- Draft Letter of Acknowledgment and Support from Board of County Commissioners

BEFORE THE BOARD OF COMMISSIONERS OF LANE COUNTY, OREGON

ORDER NO: 23-05-02-04	In the matter of acknowledging and supporting the pursuit of 2023-25 Justice Reinvestment Grant Program (JRP) funds, providing a signed letter of acknowledgment and support from the Board for both JRP Formula and Competitive funds, and delegating authority to the Public Safety Coordinating Council staff to sign and submit the online grant applications and to the County Administrator to execute any additional grant application documents.

WHEREAS, Justice Reinvestment Grant Program applications must be submitted by the Local Public Safety Coordinating Council and include proof of acknowledgment of and support for pursuit of funds by the county governing body; and

WHEREAS, pursuant to House Bill 3194 passed by the Legislature in July 2013, Lane County was allocated funds for programs to reduce prison population, reduce recidivism, increase public safety, and increase offender accountability; and

WHEREAS, the Oregon Criminal Justice Commission released a Request for Grant Proposals requiring an application to be submitted by each county in order for grant funds to be awarded; and

WHEREAS, Lane County must now apply for these funds describing how the funds will be allocated and services delivered; and

WHEREAS, the PSCC hereby recommends to the Board of County Commissioners submission of a JRP applications, including a letter of acknowledgment and support from the Board of County Commissioners, to the Oregon Criminal Justice Commission;

NOW, THEREFORE, the Board of County Commissioners of Lane County **ORDERS** as follows:

1. Provide a letter of acknowledgment and support signed by the Chair of the Lane County Board of Commissioners for the JRP applications.
2. Delegate authority to the Public Safety Coordinating Council staff to sign and submit electronic grant applications.
3. Delegate authority to the County Administrator to execute any grant application related documents.

ADOPTED this 2nd day of May 2023.

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Pat Farr, Chair
Lane County Board of Commissioner

INSERT COUNTY LETTERHEAD

April 27, 2023

Ken Sanchagrin
Criminal Justice Commission
885 Summer St. NE
Salem, OR 97301

Dear Mr. Sanchagrin:

The Lane County Board of Commissioners met on May 2, 2023 and adopted a Board Order acknowledging and supporting Lane County's 2023-2025 applications for Justice Reinvestment Grant Program (JRP) Formula and Competitive funds. Please accept this letter as proof of acknowledgment for application purposes.

Lane County is committed to reducing recidivism, reducing prison utilization, holding offenders accountable, and to enhancing public safety for all. Our progress toward these goals is notable, however, our ability to continue this progress is dependent on continued funding for critical programs and services.

We appreciate the Criminal Justice Commission's ongoing commitment to the Justice Reinvestment Initiative.

Sincerely,

Pat Farr, Chair
Lane County Board of Commissioners