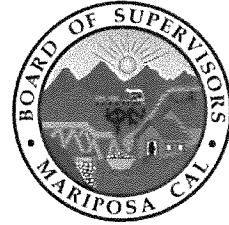




MARIPOSA COUNTY

Sheriff's Office · (209) 966-3615



RESOLUTION - ACTION REQUESTED 2018-477

MEETING: October 2, 2018
TO: The Board of Supervisors
FROM: Doug Binnewies, Sheriff-Coroner-Public Administrator
RE: JBCT Services Agreement with the Department of State Hospitals

RECOMMENDATION AND JUSTIFICATION:

Approve an Agreement with the Department of State Hospitals and Mariposa County, August 1, 2018 or upon approval whichever is later, through July 31, 2021, in an amount not to exceed \$852,358; Authorize the Board of Supervisors Chair to sign the Agreement; and Approve Budget Action recognizing grant revenue for FY18/19 and increasing appropriations accordingly in the Jail Budget and the Human Services Budget (\$271,345).

The Mariposa Adult Detention Facility periodically houses inmates that are found incompetent to stand trial (IST) during their preliminary court hearings. When an inmate is determined to be IST pursuant to California Penal Code Section 1370, the inmate has historically been sent to California Department of State Hospitals (DSH) for treatment. Unfortunately, the inmate faces lengthy wait times for acceptance into a state hospital that can be delayed as much as 12 months and longer; once accepted, inmate restoration can be 30-90 days.

Due to a lack of available bed space at the state hospitals as well as an increasing number of wait listed offenders, DSH has provided an opportunity to partner with eligible and interested counties to establish Jail Based Competency Treatment (JBCT) programs. The Mariposa County Sheriff's Office and Mariposa County Health and Human Services Department will partner in the JBCT program and work collaboratively with the Department of State Hospitals. By partnering together, qualifying inmates will no longer have the extended waiting periods and will be able to receive the appropriate care and treatment. The JBCT program can be operated regionally, accepting inmates from surrounding counties, or county specific. The JBCT program allows inmates to receive the same restoration to competency treatment at the County level. The program allows for expedited treatment as defendants can immediately begin receiving treatment upon the receipt of a court order. Once treatment has begun, the average length spent in the program, prior to competency restoration is 90 days.

The Mariposa County Sheriff's Office has a significant need to partner with DSH and Mariposa County Health and Human Services for this JBCT program. Under current conditions, while the inmate is facing a waiting period to be moved to a state hospital, most IST inmates refuse to take prescribed medications and are left untreated, becoming more unstable and volatile, until they are able to be received by a state hospital. Non-compliant inmates pose a custody challenge to not only themselves, but the staff responsible for ensuring their well-being. It is essential that these inmates receive the care needed as soon as possible. Establishing a JBCT program in Mariposa County will allow the opportunity for

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such care to be provided locally. This will result in reduced time the offender goes untreated, will provide a speedier trial and will reduce the growing backlog of inmates that are waiting to be treated at a state hospital.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

This agreement will be the first partnership between Mariposa County and the Department of State Hospitals.

ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

If this contract is not approved, inmates deemed Incompetent to Stand Trial will likely spend a longer period of time incarcerated, being left untreated, as they wait for bed space for a State Hospital.

FINANCIAL IMPACT:

This contract will be paid for by a new JBCT Grant from the Department of State Hospitals. There is no negative impact to the County General Fund.

ATTACHMENTS:

JBCT Contract 2018-2021 Dept. of State Hospitals and Mariposa County (PDF)
JBCT Budget Action Year 1 (PDF)

RESULT: ADOPTED BY CONSENT VOTE [UNANIMOUS]

MOVER: Marshall Long, District III Supervisor

SECONDER: Merlin Jones, District II Supervisor

AYES: Smallcombe, Jones, Long, Cann, Menetrey