



# **Comprehensive Behavioral Health Task Force**

## **CRIMINAL JUSTICE DIVERSION PROGRAM SURVEY RESULTS**

August 2021





# Does your county have a pre-charge diversionary program in place?

Condensed to show substantive responses

## Berks

The MH/DD Program has forensic diversion specialists who intervene at the police department, MDJ, and Central Processing intercepts to assess and divert individuals in need of behavioral health intervention in lieu of charges.

## Butler

CERT - Brings officers from all over Butler County and the state police into the program that introduces MH, VA, Veteran, Homeless and Crisis Services. It encourages an understanding of the services that could assist in the apprehension/service intervention moving forward. They can be identified by a visual pin and hopefully soon in our dispatch software.

## Carbon

We have two programs in place. We have a CIT program to divert MH consumers and a LETI program to divert substance abuse disorders.

## Dauphin

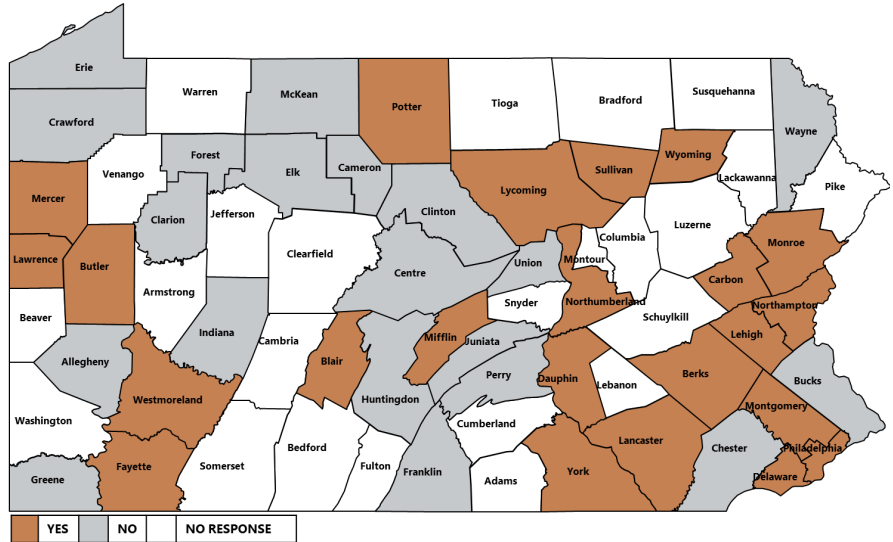
We rolled-out the Law Enforcement Treatment Initiative (LETI) with the AG's office in late October (adults). There is also something similar in the juvenile court system (and opportunity to make amends rather than to charge, but admittedly, I'm more versed in the adult-side of the system).

## Delaware

Human Services in the process of developing and implementing a Law Enforcement Treatment Initiative (LETI) in partnership with the PA Attorney General's Office, Delaware County District Attorney, and Law Enforcement. This harm reduction approach aims to reduce criminal behavior & improve public safety by connecting individuals with a substance use disorder with treatment and other community resources. More information about the target population & launch date will be coming soon.

As with LETI, the Police Diversion to Treatment Program aims to assist law enforcement with connecting individuals with a substance use history, specifically opiates & stimulants, to treatment and community resources in lieu of arrest.. This program will fund assessment at Delaware County's 3 Anchor providers & connect individuals to Intensive Case Management & Certified Recovery Specialist upon return to the community from inpatient treatment. Start date to be determined.

We also have 7 Treatment Courts here in DelCo- Adult Mental Health Treatment Court, Drug Treatment Court, Young Offender's Treatment Court, Veteran's Court Treatment Court, Second Chance Treatment Court (Opioids), and Community Restoration of Competency (CROC) Treatment Court. We are in the process of opening the State's First Juvenile Mental Health Treatment Court that provides a High Fidelity Wraparound Model, start date TBD 2021.



## Fayette

Fayette's "Forensic Diversion/Re-entry Program" started approximately 10 years ago using Health Choices reinvestment funds for start-up. It provides a diversionary option for law enforcement as well as magisterial district judges to send persons to treatment rather than jail. The program includes counseling, medication management, care management, vocational and educational support. LETI was just launched in Fayette County this month.

## Lancaster

For misdemeanor drug related offense and other lower level misdemeanor cases officers have the discretion to offer a pre-arrest diversionary program where an organization offers 24-hour certified recovery specialists who will begin working with client immediately to refer them to help needed (treatment etc.)

## Lawrence

The Lawrence County District Attorney's Office has partnered with the New Castle Police Department and the Lawrence County Drug and Alcohol Commission to offer pre-charge diversion for minor offenses categorized into a two tiered system. First tier offenses are direct referrals by police officers to Drug and Alcohol and tier two offenses require District Attorney Office approval for referral to Drug and Alcohol. If a participant completes an evaluation and follows all recommended treatment than no charges are filed.

## Lehigh

A short, but certainly not complete list, includes Drug Court, team MISA, Veterans' Mentoring Program, Multi-Disciplinary and Cross Systems teams. These teams meet to assist those finding themselves at all stages of forensic involvement or at risk of such...*continued*

*Lehigh continued...*County Human Services and the City of Allentown fund Mental Health professionals to interact with local police to divert those in need of services from the judicial system.

Also, Human Services interacts with various law enforcement, providing Mental Health training and other services to reduce charges to those needing other interventions. A more inclusive, though by no means complete, listing of services can be provided as requested.

### **Lycoming**

There is a new felony diversionary program administered by the District Attorney's office.

### **Mercer**

Juveniles who commit a low-level delinquent act who are first-time, low-low/moderate risk offenders that are admitting to the offense are eligible for the Community Court Diversion program. The charge is never actually filed provided the juvenile successfully completes the program. If the juvenile fails to complete the program, the charge is filed and handled formally through the Juvenile Court Process.

There are five Community Courts in Mercer County. Each Court is mediated by the Community Court Specialist ( a juvenile probation officer employed through the Mercer County Juvenile Probation Department). The Community Specialist oversees the panels of five to eight volunteers who are community members. The Volunteers hear the case and work with the juvenile/family to develop appropriate conditions to make reparations to the victim/ community and hold juvenile accountable while developing competencies as identified by the risk/needs assessment.

### **Mifflin**

Working on LETI with the AG office and a Co-Responders program with law enforcement and behavioral health.

### **Monroe**

Pretrial Services are just starting up now.

### **Montgomery**

Montgomery County contracts with Montgomery County Emergency Service for 1.5 FTE positions that do Crisis Intervention Training for Law Enforcement. Officers are introduced to Mobile Crisis services in this training as well and encouraged to access those services to co-respond with them.

### **Northumberland**

Northumberland County has developed policy for participation in the LETI (Law Enforcement Treatment Initiative) program in collaboration with the Pennsylvania Attorney General.

### **Philadelphia**

Police-Assisted Diversion (PAD) is a program offered for low-level, non-violent drug, prostitution, and retail theft offenses within the PAD zone and during PAD operating hours. The program works to divert those people away from the criminal justice system and towards supportive, peer-based social services that are customized to the participants' needs.

PAD is a collaboration between police officers, service providers, and community residents, and takes a health-centered approach to law enforcement. The PAD program works with participants to address issues surrounding access to basic needs, access to treatment services, appropriate medical care, and the development and achievement of short and long-term goals. PAD services are voluntary, free to the participant, and will continue for as long as the participant requests help from the program.

### **Potter**

Potter County has a program called Concerned Law Enforcement Against Narcotics (CLEAN) where individuals can approach law enforcement for help with their addiction without fear of prosecution.

### **Sullivan**

Accelerated Rehabilitative Disposition (ARD)

### **Union**

For Juveniles, our Youth Commission is utilized prior to the filing of a juvenile petition. We have A.R.D. for adults, however, this is available after charges are filed.

### **Westmoreland**

The Westmoreland County Drug Treatment Court Program offers a Diversionary program for eligible defendants. Defendants attending the Diversionary Drug Treatment Court Program may have their pending charges dismissed upon successful completion of the program.

### **Wyoming**

Brave Program is a 6 mos. diversionary program. If successfully completed, charges are not filed

### **York**

We currently use pre-charge diversion through our GVI/FEU initiative for juveniles/young adults. We also use pre-charge diversion for MH crisis interactions involving CIT, which is also supported by Stepping Up. We are currently developing pilots for countywide pre-charge diversion for misdemeanor drug offenses, retail thefts, and prostitution at SIM Intercepts 0 - 2 through the use of expanded behavioral health services and co-responders. The anticipated run date is June of 2021.

# Is your county utilizing a school-base diversionary program to keep children from entering the juvenile justice system?

Condensed to show substantive responses

## Allegheny

There are a several efforts underway in Allegheny County that work on diversion for juveniles. The Allegheny County District Attorney's Office, Magisterial District Courts, Allegheny County Juvenile Probation, Center for Victims of Violence and Crime, Department of Human Services, and Pittsburgh Public Schools participate in a School Justice Partnership diversion program.

The program was established formally with three schools and they are working to add two more schools this year. The program is based on low level offending behaviors (focus acts) and is customized to the individual school climate. Under the auspices of One North Side, A Plus Schools, Department of Human Services, Health Department, Allegheny Health Network and Allegheny Partners for Out of School Time partner to offer the HOPE Diversion Program which aims to divert young, low-level victimless crime offenders out of the criminal justice system.

Currently the program is running in the North Side of the city, but they are looking to expand. The Allegheny County Health Department offers the Cure program which works with young people in two Pittsburgh neighborhoods to offer positive engagement and alternatives to violence for youth. Also, the Black Girls Equity Alliance lead by Gwen's Girls and several county entities, funders and nonprofit agencies hosts and Juvenile Justice workgroup.

In the past six months, this workgroup has published a report titled, "Disrupting Pathways to Juvenile Justice for Black Youth in Allegheny County" which exposes the institutionalized inequity of arrests in our city and county. The workgroup also released a survey to community asking non-profits and community partners to identify themselves as providing "diversion services." These agencies and partners are being included as this workgroup is mobilizing a county-wide effort to offer diversion services as an alternative op-

tion to arrest for youth. Many schools, school police, resource officers and community police have shown interest in addressing policy, practice and institutional and structural racism impacting our youth.

## Berks

Although, there is no specific diversion programs in schools, every school district in the county and at each level has a licensed outpatient mental health provider assigned to afford ease of access as difficulties are experienced. School Resource Officers also work closely with students, SAP teams and clinicians to de-escalate situations to avoid situations which might have previously resulted in charges.

## Centre

The juvenile probation department provides educational programing in the schools to explain the justice system to the youth. The juvenile probation office also provides school based interaction for all at risk youth.

## Dauphin

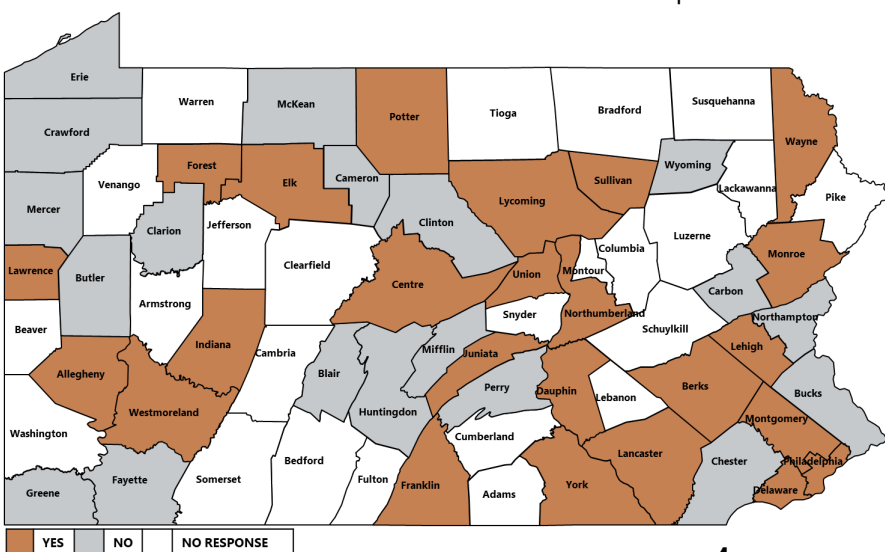
Through Juvenile Probation

## Delaware

Teen Intervene is an evidenced based model offered in our schools. We also have a robust Youth Aid Panel Model with various Panels throughout the county working to divert youth from the Juvenile Justice System. In our Alternative School Programs from K-12, there are various evidenced based models utilized to increase problem solving skills, life skills, decision making, anger management, as well as addressing mental health & substance use.

Various evidenced based models and the philosophy of Trauma Informed Care is integrated into these school based programs. These interventions helps to increase community tenure and keeping youth out of systems like Juvenile Justice. Our High Fidelity Wrap-around Teams work closely with families who are open in Child Welfare or Juvenile Justice to help move them out of those serving systems and become reliant on natural support systems. Coordination with the child's school is ongoing and extremely important to the HiFi Process.

In multiple School Districts throughout the County we have outpatient clinics to provide individual therapy to youth; We also partner with the DCIU on the STOP Violence Grant which we collaboratively applied for and were granted. The goal of this grant is to decrease violence in schools...continued





*Delaware continued...* We use a top down approach and view Trauma as the root cause for incidents of school violence. We incorporated school based organizational assessments to determine what each school needs to become a Trauma Sensitive School, offer various cohorts of Trauma Trainings, Youth Mental Health First Aid, QPR and self care to help each enrolled school to eventually become Trauma Sensitive and overall more safe.

### **Elk**

The County has Crossroads and IOP program. These are administer with the schools through Dickinson, Inc.

### **Forest**

Student Accountability To The Community - Diversionary program that allows for student with summary charges to complete an amount of community service and education programs.

### **Franklin**

Juvenile Probation has instituted Youth Court in two of our high schools. Both were running for several years before COVID. We also have Youth Aid Panels. One panel has been running since 2003.

### **Indiana**

Reality tour at the Indiana County Jail to show possible outcome for drug abuse.

### **Juniata**

Juvenile Probation utilizes informal adjustments as appropriate.

### **Lancaster**

We have youth aid panels countywide - again for certain offenses and officer discretion so that if the juvenile completes the program they do not enter the court system

### **Lawrence**

Our juvenile probation office works directly with school districts to address problematic children.

### **Lehigh**

Drug and Alcohol and Mental Health programs exist in most County schools. The County BH-MCO provides school based services, and the district Attorney has initiated a school-based sexting prevention program. In addition, Lehigh County Juvenile Probation and a community agency have been running School (Allentown school district) and Community Justice Panels for over 10 years. Justice Panels provide juveniles charged with a first-time summary or misdemeanor offense with a diversion opportunity. The interventions are based on balanced and restorative justice principles and a clinical assessment (school panels).

### **Lycoming**

Lycoming County is starting to reorganize and create Youth Commissions across the county in conjunction with school districts and local/municipality police departments.

### **Monroe**

Student Assistance Programs in every school district.

### **Montgomery**

There are youth courts in some schools; some schools participate in HUB models with local police that identify children and families with risk factors and help them get connected to supports and services.

### **Northumberland**

Northumberland County has a Truancy program that is a collaboration of JPO, Children and Youth and Behavioral Health.

### **Philadelphia**

The Police School Diversion Program is open to students who are at least ten years old, who have no previous delinquency adjudications and are not currently under juvenile probation supervision, and who are involved in low-level summary or misdemeanor delinquent offenses, such as marijuana possession, fighting disruptions, graffiti, bullying, threats, or possession of certain items that could be used as weapons. Participation in the Police School Diversion Program is not available to students accused of high-level offenses, such as drug dealing, gun possession, sexual assault, or arson.

Administering the Police School Diversion Program is a cooperative effort by Philadelphia's child-serving agencies, including principals, teachers, and staff from Philadelphia's 214 public schools; the Philadelphia Police Department (PPD), including 320 SDP police officers and 84 specially trained PPD school police officers; the Juvenile Justice Service Division of the City's Department of Human Services, including social workers and staff, as well as community-based service providers and Philadelphia's other juvenile justice system agencies.

With the Police School Diversion Program, qualifying students are not arrested, but rather diverted to prevention services to meet their underlying needs. DHS's community-based Intensive Prevention Services (IPS) providers work with the youth and families to prevent truancy, to steer youth away from delinquency by offering positive role models, improve school performance, enhance life and social skills and in many cases help family relationships through individual/family counseling and constructive activities.

## Sullivan

Informal Adjustments with Probation and School Police Officer to keep children from entering the criminal justice system.

## Westmoreland

Currently, there are five school-based probation officers assigned to five of the largest populated high schools within Westmoreland County, Pa. The school based probation officers not only supervise the juveniles who are placed on supervision by the court, but also work with juveniles who are not involved with the juvenile justice system. The probation officers work with juveniles who demonstrate risky behaviors and are at high risk of entering into the juvenile justice system.

# Are you engaging your student assistance program in any way to divert students from the criminal justice system?

*Condensed to show substantive responses*

## Allegheny

Student Assistance Programming is coordinated by the Department of Human Services, Office of Behavioral Health. Leadership with the Courts, Human Services and Schools are in consistent communication around offering mental health supports wherever appropriate. Most of the Juvenile Probation School Based Probation Officers were formally certified in SAP and are active members within the SAP teams in the schools they serve. SAP is not necessarily being used as a formalized alternative to citation or arrest, but it is providing services that can play an important role in preventing juvenile justice involvement.

## Berks

Juvenile Probation Officers are trained and sit on SAP Teams to identify resources to the team to aid in keeping kids out of the juvenile justice system.

## Butler

They participate as a partner in the CJAB group and the CERT education team to ensure police and schools and school police are working collectively for the best interest of the students.

## Centre

Our juvenile probation office is currently involved in two Student Assistance Programs and currently working on a third district.

## Chester

The school-based Probation officers sits on the student assistance team in the schools that have school based POs.

## Dauphin

SAP is part of majority, if not all schools.

## York

We currently use pre-charge diversion through our GVI/FEU initiative for juveniles/young adults. We also use Youth Aid Panel. York City uses a Truancy Court, which we are seeing if could become a partnership for a pilot of a full Youth Court and eventual expansion throughout the county. The DA's Office also began implementing protocols to review each potential criminal charge arising from schools to determine the appropriateness of referral for diversion, be it pre-charge or post-charge.

## Delaware

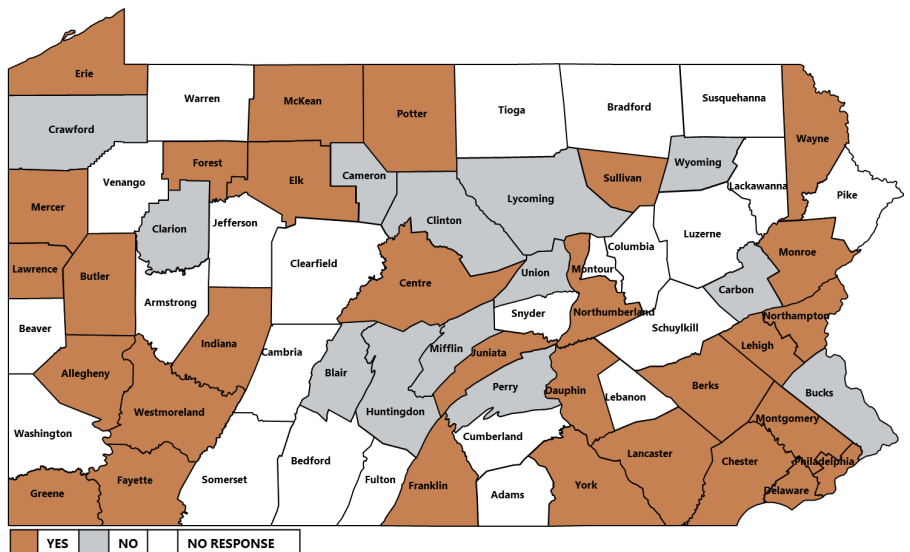
Our Drug & Alcohol SAP Program provides drug and alcohol assessments and linkages to treatment for our at risk youth in our schools. Our Mental Health SAP Liaison Program also works collaboratively with school to identify youth with mental health needs or those at risk and provide a linkage to assessment and treatment. Currently we are looking at enhancing this model to address needs such as brief crisis counseling, problem solving skills, and interventions to divert students from the criminal justice system.

## Elk

The County utilizes ADAS and Dickinson, Inc, to address issues encountered by the schools or students who have D&A issues.

## Erie

School based PO's participate in SAP meetings and work with identified youth.





**Fayette**

JPO and SAP personnel meet with school staff and families to divert student from the justice system.

**Forest**

JPO and SAP personnel meet with school staff and families to divert student from the justice system.

**Franklin**

We have several types of student assistance programs in each school to which students can be referred.

**Greene**

Juvenile Probation has regular contact with schools and works with SAP.

**Indiana**

SAP program in individual school are utilized

**Juniata**

JPOs serve on SAP team.

**Lancaster**

Juvenile Probation works with our SAP teams to educate them on our system and connect youth to their services.

**Lawrence**

We have SAP, as well as out-patient service in all of our schools.

**Lehigh**

Lehigh County Single County Authority (SCA) funds the SAP program for all ten county school districts. Lehigh County provides specially trained liaisons to support each school's SAP team and provides mental health and drug & alcohol assessments for identified students. SCA also funds prevention and intervention programs and student driven prevention groups. Outstanding students are honored at an annual function and county programs have won state level recognition. An annual Youth Conference is supported for all teams. Training is provided for teachers involved in the program. SAP is a resource to School Justice Panels.

**McKean**

Probation Officers are SAP team members and often SAP is used as a first level diversion process before charges are filed.

**Mercer**

Each JPO at the department is a SAP Team Member that sits on one of Mercer County's 13 school districts SAP Teams. JPOs assist in identifying diversionary alternatives where possible and in making appropriate recommendations for services/supports.

**Monroe**

Goal of SAP is to intervene early and change the trajectory of a child's life. SAP nurtures children's social and emotional health. Social and emotional wellbeing has been proven to increase academic achievement, decrease emotional distress, reduce of behavioral problems, and increase positive social behavior. These four factors increase a child's ability to thrive in their communities and show a strong link to diversion from the criminal justice system.

**Montgomery**

Goal of SAP is to intervene early and change the trajectory of a child's life. SAP nurtures children's social and emotional health. Social and emotional wellbeing has been proven to increase academic achievement, decrease emotional distress, reduce of behavioral problems, and increase positive social behavior. These four factors increase a child's ability to thrive in their communities and show a strong link to diversion from the criminal justice system.

**Northampton**

JPO work closely with each SAP as a referral.

**Northumberland**

Most school districts in our County have robust SAP teams that often receive guidance from JPO, CYS and Behavioral Health in attempts to divert students into treatment.

**Philadelphia**

SAP is structured to make appropriate linkages to the necessary community bases services once a behavioral health assessment is completed. A teacher or other school personnel referral initiates the SAP process. Parent is notified and consent is obtained. SAP Assessor meets with parents and student, and a behavioral health assessment is completed with the student. Recommendations are shared with parents and SAP team, if consent is given by student. The Assessor works with parents to make linkages to the appropriate services in the community.

**Potter**

The SAP liaison works with the Mental Health, Drug & Alcohol, and Juvenile Probation staff to assess children with the ACES screening tool.

**Wayne**

Wayne County has liaison's from Behavioral Health and Drug & Alcohol on each SAP team in the county.

**Westmoreland**

The student assistance program meets monthly to discuss current issues with students, as well as, ways to divert students away from the criminal justice system.

# Is your county engaging with magisterial district judges to divert defendants from the county jail?

Condensed to show substantive responses

## Allegheny

Pretrial Services provides Magisterial District Judges with supervision recommendations for defendants who should be able to safely await trial outside of the county jail. The supervision options provided include phone reporting, in person reporting, and electronic monitoring. There are also Allegheny County Department of Human Services Resource Specialists available to Magisterial District Judges who can help reconnect defendants to services that could serve as a diversion to jail.

## Butler

We are lucky to have the Veterans Court, Drug Court, Mental Health Courts in place. Each of the magistrates are versed in the diversion programs and instructed by the President Judge to divert when possible.

## Berks

Our Forensic Diversion Specialists coordinate diversion plans, unsecured bail, etc. with MDJs in response to situations with individuals who present with behavioral health needs.

Berks Connections/Pretrial Services (BCPS) conducts interviews on defendants and provides assessments to the court that can be used when making bail decisions. They also provide pretrial supervision for defendants who are released on an unsecured bail and are ordered to report as part of their bond conditions.

## Bucks

Bucks county recently started the MDJ drug diversion program wherein upon completion of a treatment charges are reduced at the DJ level.

## Carbon

LETI program has a track that diverts at prelim level.

## Centre

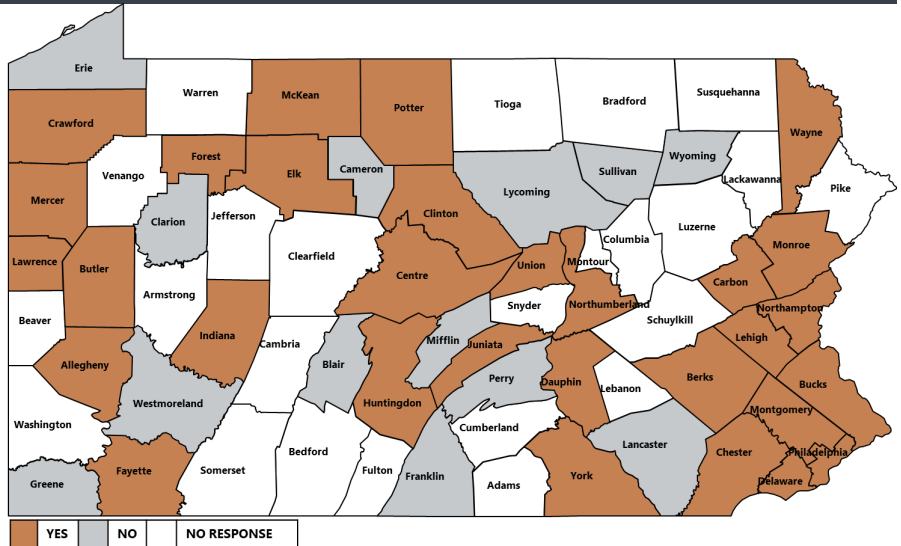
Our probation department partner with MDJ's offices to divert individuals charged with summary driving under suspension by placing these individuals on electronic monitoring to avoid jail time.

## Chester

Pretrial diversion through D/A treatment, Mental Health and Veteran's Court.

## Clinton

We utilize Intermediate Punishment Program for Driving Under Suspension cases. We also offer the Domestic Violence Fast-Track Program and Mental Health Diversion Program.



## Dauphin

We have worked with them to help us impose certain bail conditions on repeat DUI offenders (and connect to treatment/treatment courts) as well as to expedite repeat DUI offender cases through the system as early as preliminary arraignment (again, imposed those conditions while a coordinator in the DA's office reviews each case).

More recently, we are working with them to help begin the Recovery Connections Court (RCC), which is a court to begin upon arrest for those with a severe substance use disorder. Also, they can make referrals to treatment courts at any time.

## Delaware

Systematically, all arrestees should undergo a bail interview through the court's pretrial services agency which allows for a much more informed decision by the MDJ in setting bail, including unsecured bails with appropriate conditions. As part of this bail interview process, a recommendation may be made for electronic home monitoring in lieu of a jail commitment.

The "Second Chance Court Program" identifies accused immediately subsequent to arrest suffering from substance use disorder and arranges via bail conditions for these defendants to begin immediate treatment, including inpatient when recommended, instead of being committed to the county jail.

The longstanding Mental Health Court Program has a continuum of competency restoration treatments which may in appropriate circumstances allow for an accused to avoid the county jail and instead be diverted to a community based treatment regimen.

**Elk**

If a defendant is identified as having an issue (such as addiction) that can be addressed with treatment (such as rehab) we will attempt to arrange for that treatment as part of bail, in lieu of incarceration.

**Fayette**

Specialty Courts.

**Forest**

Just started Bail Supervision.

**Huntington**

Pretrial Services.

**Indiana**

We offer a pre-trial diversionary program to supervise offenders instead of jail treatment is used to address known issues.

**Juniata**

Sometimes MDJS will order electronic monitoring as part of bail.

**Lawrence**

Treatment Court.

**Lehigh**

Pretrial Services interviews defendants, conducts background investigations and recommends individualized release plans to the MDJ's. These plans can include mental health treatment, drug and alcohol treatment and many other conditions of release. Our Integrated Services Unit serves as a resource to MDJs for juvenile defendants exhibiting behavioral health issues and our Community Intervention Specialists are a resource for adult offenders.

**Mercer**

Juvenile Probation does work with Magisterial District Courts on juvenile cases. MDJs can refer to the Community Court Program and can also make referrals to our department for community service hours in lieu of costs/fines.

**Monroe**

Recently developed a Pretrial Services Department.

**Montgomery**

Through the Targeted Opiate Phase (TOP) program Through education about Mobile Crisis the Stepping UP initiative at the MDJ quarterly meetings.

**Northampton**

This is through Pretrial services and the utilization of a risk needs assessment and pretrial supervision programming.

**Northumberland**

Northumberland County received a federal grant for rural communities to help diverting individuals involved in the criminal justice system, the County Executive Committee for that grant includes the Court Administrator as well as a Magisterial Judge.

**Philadelphia**

Philadelphia participates in the MacArthur Safety and Justice Challenge, aimed at reducing the number of individuals in jail, which includes 7 strategy areas and 39 initiatives. Philadelphia's reform plan emphasizes reduction of incarceration of pretrial defendants.

At the municipal court level, initiatives include expanded Early Bail Review, expansion of Pretrial Services including behavioral health navigation services, and Pretrial Advocates with the Defender Association, among other longstanding efforts with our municipal court judges.

**Potter**

Through the Pre-Trial Diversion Program and with the Drug and DUI Courts.

**Union**

We offer electronic monitoring, GPS, SCRAM and offer a Pre-trial assessment tool for use in bail decisions. In addition, community service is also available to our MDJ offices.

**Wayne**

Our Magisterial District Judges work with BH and D&A.

**York**

We are actively working with MDJ's on improving bail standards and Intercept 2 diversion through our CJAB Pretrial Services Subcommittee. We piloted a 24/7 bail program last year to provide risk/needs assessments to MDJ's, and are looking to extend that initiative this year. Also, we are in early discussions regarding a Central Court system in order to allow probation, prosecutors, and defense counsel the opportunity to be present and provide input to MDJ's regarding bail.

# Is your county employing any bail alternatives as a diversion tactic?

Condensed to show substantive responses

## Allegheny

Pretrial Services does not recommend the use of monetary bond, and the supervision options that they provide offer an alternative to its use.

## Berks

Approval of unsecure bail based on the condition that the individual follows the diversionary plan presented to the court by the Forensic Diversion Specialist. Pretrial supervision can be ordered as part of unsecured bond conditions.

## Blair

Pre-Trial Services.

## Butler

Yes. SCRAM units to avoid jail for Drunk Drivers, Electronic monitoring for house arrest for youth and adult and the diversion check in programs.

## Carbon

County has a pretrial supervision program as an option.

## Centre

Centre County contracts with Center for Alternatives in Criminal Justice for such service.

## Chester

Pretrial supervision of bail conditions and diversion Courts.

## Clarion

Bail Supervision Program

## Clinton

Yes we have bail supervision with electronic monitoring. We also have a Domestic Violence Fast-Track Program and Mental Health Diversion Program at the MDJ level.

## Crawford

Limited capacity for electronic monitoring as condition of release.

## Dauphin

DROP, RCC (April, 2021), Screening for Risk/Need at booking and using a Pretrial Risk Screening Tool (using Pretrial services), Team MISA (Mental Illness Substance Abuse) for case planning, among other initiatives.

## Erie

On occasion a defendant will be ordered for electronic monitoring but not true diversionary programming.

## Fayette

Electronic Monitoring.

## Forest

Bail Supervision.

## Huntington

Supervised Bail; bail risk assessments, EM/HA, SCRAM, D&A assessments and treatment, mental health assessments and treatment.

## Indiana

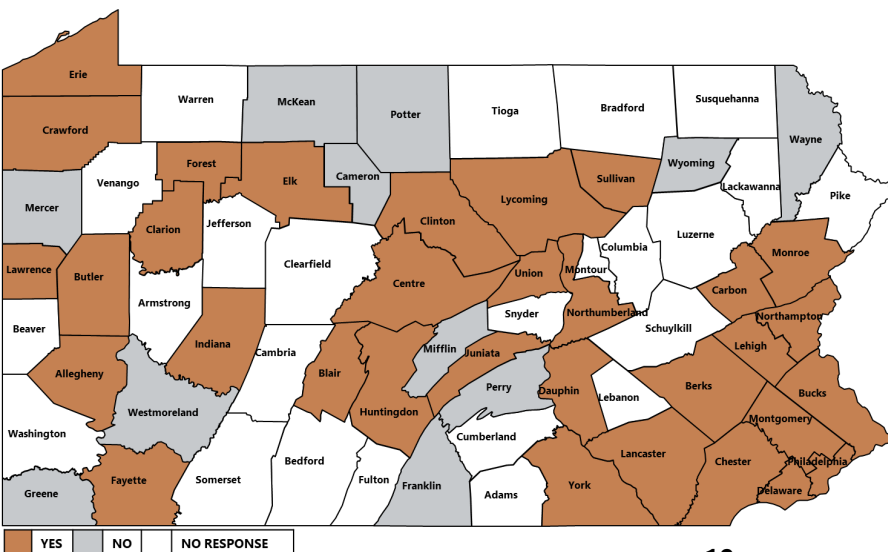
Bail supervision. sometimes house arrest with monitoring.

## Juniata

Sometimes MDJS will order inpatient treatment as part of bail.

## Lancaster

We have a bail administration unit that monitors people on bail prior to their charges going to court (can be house arrest, drug testing, etc.)



### Lycoming

Lycoming County has a bail program, managed by the county prison. Representatives from the prison will complete they survey, providing more information.

### McKean

Occasionally SCRAM alcohol monitoring will be used as a diversion tactic.

### Monroe

County is in the process of implementing a Pre-Trial Service. Official start will be in summer of 2021.

### Montgomery

County is in the process of implementing a Pre-Trial Service. Official start will be in summer of 2021

### Northampton

GPS, alcohol ankle monitors and pretrial supervision.

### Northumberland

The LETI program and bail supervision through Probation.

### Philadelphia

The Early Bail Review (EBR) program is a collaboration among the Municipal Court, Pretrial Services, the Defender Association, and the District Attorney's Office. EBR allows individuals in jail who qualify for EBR to receive a hearing within 5 days of preliminary arraignments. These reviews offer a chance for early release for people who could not have otherwise made bail. The program was recently expanded to include individuals with higher bails and more serious charges.

### Sullivan

Yes, we utilize Bail supervision with Electronic monitoring when appropriate.

### Union

Supervised bail with electronic monitoring, GPS, SCRAM and use of a pre-trial assessment tool for consideration in bail decisions.

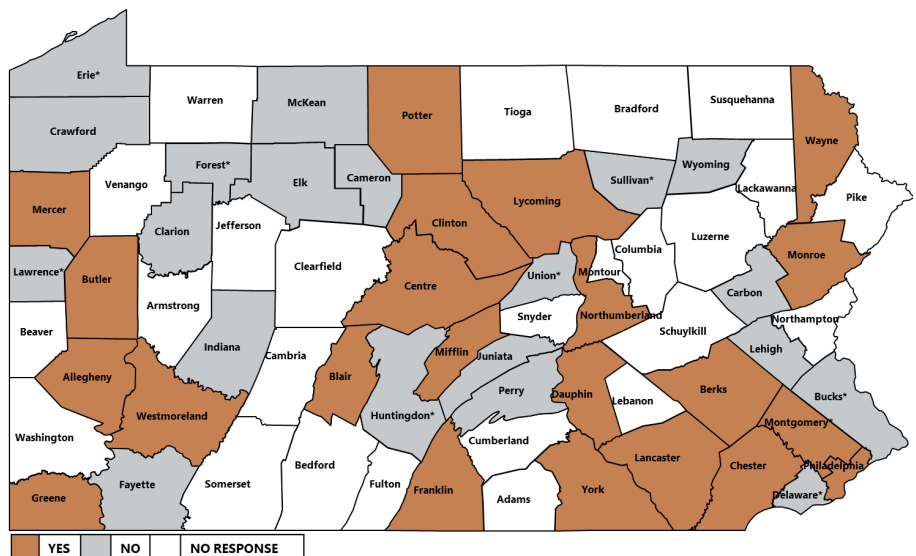
### York

York County developed the highly successful Target 25 Bail Initiative for repeat/multiple DUI Offenders within a 10 year look back period. We have expanded use of pretrial services through our Pretrial Services Unit of Adult Probation. This includes supervised bail or expanded behavioral health referrals for services as alternatives to incarceration. We are currently developing behavioral health services expansion as part of our Intercept 2 diversion initiative analysis. We presently have an incentives matrix wherein we provide sentencing incentives to individuals who successfully engage in pretrial services. We also use this information to assist with other diversion alternatives, such as Wellness Courts.

## Is your county a "Stepping Up" county?

### Stepping Up

Recognizing the critical role local and state officials play in supporting systems change, the National Association of Counties (NACo), the American Psychiatric Association Foundation and The Council of State Governments Justice Center launched the Stepping Up initiative in May 2015. Stepping Up is a national movement to provide counties with the tools they need to develop cross-systems, data-driven strategies that can lead to measurable reductions in the number of people with mental illnesses and co-occurring disorders in jails.



## What agencies, entities or existing services are involved in your program?

*Condensed to show substantive responses*

### **Berks**

Berks MH/DD Program, DA's Office, Berks County Probation, Public Defender's Office, Berks County Prison System, Police Departments, Service Access and Management (Forensic Diversion Specialist, Crisis Intervention, and Forensic BCMs), Berks Connections/ Pre-Trial Services (forensic employment services), Berks Counseling Center (forensic apartments and housing case manager).

### **Blair**

Adult probation, Prison staff. Forensic case manager, Drug and Alcohol staff, Career Link, Goodwill, Blair County Commissioner, Mental health, re-entrants, re-entrant family member.

### **Butler**

DA, Corrections, Probation, and Human Services are all included in the program. We have also utilized a 2-1-1 system of services that can be used to find services for diversion.

### **Carbon**

LETI - AG's, SCA, DA, and Police CIT- County Mental Health, Crisis, and Police.

### **Centre**

Center for Alternatives in Criminal Justice.

### **Chester**

Treatment providers, mental health case management and electronic home monitoring when required. Veteran's Administration, County D/A and Mental Health Departments.

### **Clarion**

DA, Probation, MDJ's.

### **Clinton**

Courts, Probation, District Attorney, MHID, Drug & Alcohol and MAAP Program.

### **Crawford**

Probation and judges no formal pretrial services.

### **Dauphin**

It's almost all departments involved with CJAB. District Attorney's Office, MH/AD/DP, D&A, Central Booking, Pretrial, Probation, Jail, Work Release.

### **Delaware**

Delaware Pretrial Services and Bail Office; MDJ's; Local Police; Court of Common Pleas Judges; Human Services; CCMC Center of Excellence; Elwyn; Merakey; District Attorney's Office; Public Defenders Office; and Private Bar.

### **Erie**

Adult Probation/Parole monitors offenders and if identified as a need refers individuals for appropriate services through local agencies.

### **Fayette**

DA, Corrections, Law Enforcement Crisis Intervention Team (Memphis-model CIT), Adult Probation, Juvenile Probation, Specialty Courts (MH, D&A, Veterans), Mental Health, Substance Use Disorder, Community Action (housing).

### **Forest**

Probation, DA, Defense Attorney, Magistrate - Any other services identified.

### **Franklin**

Healthy Communities Partnership (HCP) runs the school referral programs. Juvenile Probation oversees Youth Court and Youth Aid Panels.

### **Huntington**

DA's office, Probation, Corrections, Mental Health and Juniata Valley Tri-County Drug and Alcohol Abuse Commission.

### **Indiana**

All magistrates, probation, jail, district attorney office, victim services.

### **Juniata**

Probation, MDJ, Tri County D&A Commission, DA.

### **Lancaster**

DA's office, D&A providers, probation, bail administration

### **Lawrence**

District Attorney's Office, Adult Probation Office, Juvenile Probation Office, Drug and Alcohol Commission, Health and Human Services, Drug Court, Mental Health Court and Mental Health Services.



## **Lehigh**

The Court of Common Pleas of Lehigh County ("Court"), the Magisterial District Judges of Lehigh County, the Office of the District Attorney of Lehigh County, the Public Defender of Lehigh County, the Lehigh County Adult Probation and Parole Department, Lehigh Valley Pretrial Services, the Lehigh County Department of Corrections, the Lehigh County Department of Human Services, conflicts attorneys, and private criminal defense attorneys have, for many years, been engaged in a continuing cooperative and collaborative effort to review cases for reduced bail where appropriate, to resolve cases at the earliest time reasonably possible, and to utilize all possible interventions and resources to prevent incarceration in the Lehigh County criminal justice system." (J. Brian Johnson, President Judge, Lehigh County Court of Common Pleas)

## **McKean**

McKean uses the CJAB as well as the Jail Coordination Team meetings to discuss diversion practices. No formal reentry coalition.

## **Mifflin**

District Attorney SCA Mental Health Law enforcement

## **Monroe**

DA, Defense counsel, MDJ's, Courts, MH and D&A Providers, County Jail treatment team

## **Montgomery**

MDJ and Common Pleas Courts; DA's Office; PD's Office; Office of Mental Health; Office of Drug and Alcohol; Correctional Facility; Youth Center; Adult and Juvenile Probation; Mobile Crisis Provider; Law Enforcement; Mental Health Crisis Diversion School for Law Enforcement; County Commissioners; Community Providers

## **Northampton**

Pretrial, MDJ, Courts. Pretrial is involved at all levels.

## **Northumberland**

Courts, Behavioral Health/Drug and Alcohol, Children and Youth, Probation, Jail, District Attorney, treatment providers, community action agencies

## **Philadelphia**

Philadelphia Department of Behavioral Health and Intellectual disAbility Services, Philadelphia Police Department, First Judicial District, Pretrial Services, Defender Association of Philadelphia, District Attorney's Office, Philadelphia Department of Prisons, Adult Probation and Parole Department, Managing Directors Office, Community Advisory Committee, DBHIDS provider network

## **Potter**

Agencies involved: Single County Authority maintains grants and data for the DUI and Drug Treatment Courts, Level of Care Assessments and Re-Entry assistance into inpatient drug and alcohol treatment, Case Coordination, Recovery Support Services, Linkage to Medication Assisted Treatment. Mental Health for Re-Entry Services and Blended Case Management. A Way Out for Domestic Violence and Sexual Assault Services.

## **Sullivan**

Yes, DA, Correction, Probation and the court.

## **Union**

The probation office is the primary service agency and when appropriate utilizes other agencies to meet court mandates. We have contracts with service providers for electronic monitoring, SCRAM, substance abuse treatment, education, counseling, job training. Partner agencies include Community Action Agency, CareerLink, Transitions, Union County Housing Authority and others.

## **Westmoreland**

The Westmoreland County Adult Probation and Parole Office provides intense supervision to the defendants placed into the Diversionary Drug Treatment Court Program. All diversionary cases must meet the approval of the Westmoreland County District Attorney's Office.

## **Wyoming**

TreHab, A Better Today, and the Robinson Center are provider of drug and alcohol treatment. Various inpatient providers are used as well. Individuals are screened for this program by the DA's office.

## **York**

Wellspan, Probation, CARD, County MH Department, County Health Dept, County Prison, DA, Bench, 2 police departments in pilot program, CJAB, stepping up.

## How are you measuring success?

Condensed to show substantive responses

### Allegheny

There is not currently a formalized way that SteppingUp is being measured, but Allegheny County is able track the involvement of people who have utilized publicly funded mental health services in the criminal justice system.

### Berks

We are still developing our data platform with Open Lattice. It is near completion and we will be using measurements consistent with Stepping Up key measures, including recidivism, length of time in jail, bail conditions, etc.

### Butler

Measuring the pass the threshold of jails. We also have a program that was more robust prior to COVID, but a system called IPFR - Income, Productivity, Financial Accountability and Recovery scores that can be done in any structured or independent settings.

### Centre

Our county correctional facility tracks numerous data points including inmates with SMI, medications and recidivism.

### Chester

We are in the development stage of creating a diversionary model. At this time, we have partnered with a third party data source vendor to provide aggregate data from the relevant agencies.

### Clarion

Success is based on no violations

### Clinton

Number of successful cases.

### Dauphin

We just became an innovator county...We follow the steps in the initiative itself. Primarily, reducing jail stays, and ensuring that police co-responders can divert folks out of the system as well as team MISA case planning.

### Delaware

Some programs maintain violation, rearrest and recidivism statistics.

### Fayette

Jail census, persons with forensic involvement involved in community treatment programs (SUD and MH)

### Franklin

There is tracking on the number of people involved in the programs. Beyond that, there is not much other data that is tracked although it could be found if needed.

### Huntingdon

Successful Completion of Pretrial Services and treatment.

### Indiana

We look at the percentage of successful discharges and possible impact of future life based on supervision through the court directives in conjunction with community safety.

### Lawrence

Depending on the context - diversionary programs are measured by their rate of completion; court ordered programs by the rate of recidivism, and job programming by acceptance rate and retention.

### Lehigh

Over the past six plus years County has been tracking and measuring success in our combined efforts, and as it relates to each piece of the total effort. For example, the number of new criminal cases filed in 2020 has dropped by nearly 16% since 2017, and is nearly 11% lower than those recorded in 2015. The average daily population (ADP) of County Defendants in custody at the Lehigh County Jail (LCJ) is nearly 39% lower than the ADP measured in 2015. Comparing the decrease in case filed to the decrease in ADP demonstrates that strategies have been successfully employed to limit defendants in LCJ.

A point in time measurement (PIT) of the category of offense of Lehigh County defendants in LCJ as at January 26, 2021, shows that 48% had been convicted and were serving sentence. While nearly 9% of those sentenced were eligible for parole, they remain incarcerated for reasons precluding parole. 29% of defendants at the PIT were pending disposition of felony offenses while an additional 9% were pending disposition of misdemeanor offense. 8% of those at LCJ at the PIT were there for various parole violations. The final 6% had bail revoked because of failure to appear or other violations of bail conditions.

The paragraphs above demonstrate some of the measurements that are conducted by Court, LCJ, and other County stakeholders. All programs continue to measure outcomes and utilizations of the programs in which they are participating. Joint review and consideration of results leads County to move in a solidified fashion.

## **Mercer**

Number of juveniles successfully completing the Community Court Program and recidivism over a two year period.

## **Mifflin**

Number of participants and number of diversions.

## **Montgomery**

We look at Correctional Facility numbers as a measure. We have data on the Stepping Up measures. Our CJAB collects data from organizations involved. Automation is both a challenge and a goal.

## **Northampton**

Cases are reviewed for those incarcerated and the number of appropriate placements and releases are the starting point. This process is currently undergoing modifications due to personnel changes.

## **Northumberland**

Ongoing conversations with stepping up imitative staff from The Council of State Governments Justice Center.

## **Philadelphia**

As a Stepping Up county, we measure outcomes in line with Stepping Up's four key metrics: number of individuals with SMI admitted to jail, length of stay, connections to care on release from jail, and recidivism. Under the MacArthur Safety and Justice Challenge, Philadelphia's goal is to reduce the overall jail population and to reduce racial and ethnic disparities.

## **Potter**

One way we are measuring success is through the data collection through PAJCIS for the DUI and Drug Treatment Courts. Data evaluation is also done through the SCA.

## **Sullivan**

Utilizing available data to measure recidivism rates through case management systems available at the county level, jail, probation, etc.

## **Union**

Utilizing available data to measure recidivism rates through case management systems available at the county level, jail, probation, etc.

## **Westmoreland**

Recidivism rates. The program currently keeps data on all subsequent arrests and convictions, over a two year period, after a defendant successfully completes the Diversionary Drug Treatment Court Program.

## **Wyoming**

Tracking successful completions percentage of total program participants.

## **York**

Our initial measures of success revolve around recidivism data and incarceration rates. We are expanding to include behavioral health contacts to the extent possible as a part of data sharing. There are many subparts to the data collection depending upon the initiative, research partners, and any additional funding requirements.

## **Is there anything else you would like to share?**

*Condensed to show substantive responses*

### **Allegheny**

The City of Pittsburgh and various municipalities throughout Allegheny County are actively working to create early diversion pilots with support from CONNECT and the LEAD National Support Bureau. The Allegheny County Health Department and Allegheny County Department of Human Services are partners in these discussions. The Allegheny County Department of Human Services is also working on improving prevention and crisis response services to prevent criminal justice system involvement altogether. More information about those efforts can be found here. Finally, the courts are working with consultants from Vital Strategies to develop diversionary options for people with opioid use disorder.

### **Berks**

We have multiple Diversionary programs. They are very successful despite the problem that many of our MDJ's do not cooperate with programs that we have.

### **Blair**

We have a good core group to move this program forward but are still encountering a number of issues that need resolved.

### **Bucks**

Bucks County is finally starting a mental health court which should help divert cases and defendants out of the criminal system.

### **Butler**

We have a program to connect inmates with their children via CYS/Corrections plans. This encourages connectivity with families, encourages the inmate to work on programs while incarcerated and reduces the RAD connectivity disorders.

**Crawford**

Always a financial part of the equation -- how to pay for and staff pretrial services programs. Without hard numbers of cost savings from the jail -- which we did NOT see in the pandemic, even with population numbers greatly reduced - - our funding entity not interested in committing to funding pretrial services

**Dauphin**

We've done a LOT in this area in the last 3 years. Happy to provide a quick overview at each intercept for this work. We've worked for the last 10 years to reorient our criminal justice system to be one that is evidence based; this has been a worthwhile, but herculean undertaking.

**Fayette**

We are excited about starting LETI. Hopefully the emphasis placed on diversion of persons with SUD needs will also lead to increases in diversions of those with mental illnesses as well.

**Lawrence**

The District Attorney's Office has expanded its services beyond criminal prosecution. The DA's office has partnered with police departments, substance abuse, mental health and employment agencies to offer pre-charging diversion programs, pre-trial diversion programs, conversions of minor drug offenses to non-traffic violations, targeted community revitalization initiatives and job placement for convicted felons.

**Lycoming**

The DA Office has just begun a felony diversionary program with the County's Bail Office, supervising the individual throughout the program. If successful, the individual will receive a reduced sentence. Additionally, our county utilizes various problem-solving courts in lieu of incarceration. NOTE they are not true diversion programs, with participants/offenders sometimes spending pretrial time in county prison.

**McKean**

McKean traditionally is a collaborative county and agencies pull together to problem solve on a regular basis without the need for formal coalitions or initiatives at the current time. Referrals overall have decreased with COVID which allows for better case management and appropriate referrals for treatment.

**Montgomery**

Our county has a strong history of inter-departmental collaboration. This survey has highlighted that there is much happening, but also that there could be continued conversations about how the County could look at diversion efforts as a whole.

**Northampton**

Our county utilizes additional diversion programming such as MH court and ARD. Our juvenile system also has a truancy program to address school attendance as a means of diverting from the system.

**Potter**

Being an 8th class county does have limitations but also has huge advantages when it comes to collaboration. Potter County has a great team work approach to all of our systems and we understand and appreciate the need to make the most out of every dollar and rely on grants to create, enhance and sustain our programs.

We hope for professional organizations for DAs, Judges, Probation Officers, Law Enforcement and Jail Management to emphasize pre-trial diversion, specialty courts/intermediate punishment, and re-entry services.

**York**

We are greatly involved and invested in diversion planning at this point. We could use assistance in implementing these initiatives, and would welcome such support.



## **COMPREHENSIVE BEHAVIORAL HEALTH TASK FORCE**

CCAP's Comprehensive Behavioral Health Task Force's focus is to help guide counties seeking alternatives to incarcerating mentally ill and substance abusing offenders in order to increase the likelihood of improved lives, better use of resources and safer communities.

### **TASK FORCE MEMBERS**

Kevin Barnhart, Commissioner, Berks County, Task Force Chair  
Paul Heimel, Commissioner, Potter County, Task Force Vice-Chair  
Albert Abramovic, Commissioner, Venango County  
Valerie Arkoosh, MD, MPH, Commissioner, Montgomery County  
Jeff Eggleston, Commissioner, Warren County  
Bruce Erb, Commissioner, Blair County  
Pat Fabian, Commissioner, Armstrong County  
George Hartwick, Commissioner, Dauphin County  
Josh Lang, Commissioner, Bedford County  
Lori Vargo Heffner, Commissioner, Northampton County  
Donna Iannone, Commissioner, Sullivan County  
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