



---

**Justice Review Committee Agenda**  
**County of Santa Clara Human Relations Commission (HRC)**

Tuesday, Feb 21 2017 @ 5:00pm  
Alder Room

1. Call to Order
2. Public Presentation(s)
3. Staff Report(s)
4. Review and approve prior meeting minutes (Nov 2016).
5. Discuss JRC work plan of 2016-17
6. Discuss 2017 community forum on Bail and Release.
7. Upcoming dates for jail observation FY2016-17 visits (JOP to arrange):
  - Friday, December 2 – Elmwood Men's; 1pm
  - Friday, June 2 – Main Jail South; 1pm
8. Commissioner Announcements

Adjourn to date and time for next meeting to be held January 17, 2016 @ 5:00pm

**In compliance with the Americans with Disabilities Act, those requiring accommodation for this meeting should notify the Clerk of the Board's Office 24 hours prior to the meeting at 408-299-5001, TDD 408-993-8272.**



---

## Justice Review Committee Minutes County of Santa Clara Human Relations Commission (HRC)

Tuesday, November 15, 2016 @5:00pm  
Alder Room

1. Call to Order
2. There were no Public Presentation(s).
3. There was no Staff Report.
4. Review and approve September meeting minutes.  
Commissioner Turpen made the motion; Commissioner Vierhus seconded; motion passed.
5. Hear from Mental Health Advocacy Project (MHAP) representatives (see also handout from MHAP):
  - **Jim Raphael**, Senior Patients' Rights Associate
  - **Spencer Liechty**, Jesuit Volunteer

The jail program in the Mental Health Advocacy Project is only one part of their work. They've had a contract with the county since 1978. They also support JOP ombudsman role and work on the Diversion subcommittee from BOS. They offer:

- Legal services
- Housing rights and benefits
- Patient rights - Momentum for mental health
- MHAP intersects with incarcerated through 8a cell block - 14-day certification, hearing, capacity (8b and 8c); 5150 then certification then Reece hearing; capacity
- Meet with them to see what patient wants - may not understand due process rights - review of the detention
- Disposition of these vary - if medication is started then Dr will drop petition - (may go from booking or from general pop)

Jail submits monthly reports of seclusion and restraint and medication (how many per month average? - 3 or 4 restraints and seclusion and ER meds) to MHAP

Permanent clearances to help with complaints from family (but up to the inmate to express an opinion) - if they want treatment and are not getting it, will help them

Inmates can write letters, call MHAP office (also have a direct dial, 38)

MHAP is on site two days a week for hearings - daily calls for grievances, 4-5 issues / month – gathered from all over the jail

They assist inmates in general population with complaints re: white card process - get process of assessment in motion

They advise on due process (for hearings and subsequent appeals) - temporary or permanent conservatorship - individuals who cannot do food or shelter basic needs, go to public guardian - court ordered third-party decision maker (lasts for 30 days) can be extended - determine whether they meet the criteria (bench or jury trial) - conservator makes decision about placement, medications and assets -

County does not have a law library like other state facilities - but created legal research options

Residential treatment program - two 16-bed opening up - in central San Jose - momentum and community solutions both opening one, Gilroy/Morgan Hill

Inmate council - elect a spokesperson with group meetings jail staff and MHAP - main jail

### **Some areas for improvement / recommendations:**

- There is no meaningful mental health programming in our county jail - [Santa Cruz has a robust program] - require that the jail ramp up number of employees -
- Provide patient rights training to COs and MH staff -
- New jail - CTC licensure not going well – MHAP is advocating for that – it is constructed to meet requirements but not sure why county is against licensing?
- There are good jail models in Finland, Sweden, Germany
- End prolonged segregation entirely for individuals with MH; they need treatment
- The most decompensated are in the county jail - no out time, no shower, take away their clothes (between jail, county hospital and private hospital)
- Diversion committee - 1) bail reform is essential - 2) having appropriate community based resources - 3) discretion on part of police is key
- San Jose has worst record of arrests for resisting arrest-
- More training of police in the community is needed
- LA is largest jail / mental health provider in the country – why are our jails mental health institutions?
- Santa Clara now has 3 law enforcement crisis response teams in different parts of the county for psychiatric emergencies (rather than arrest the individual) - comparable to uplift with juveniles - started a few months ago – need more of these

County recently received 18M to fund the two new 16 bed units plus the crisis stabilization program

8. Discuss February 16, 2017 community forum on Bail and Release. Make final broad plans.

The committee discussed what ideas to focus on for the February community forum. Decided to focus on mental health in relation to Bail and Release.

Each commission will research a topic and we'll discuss after we tour the jail on Dec. 2.

- Coordinated response teams - Richard Vierhus
- San Antonio Drop-off center - Diversion - Carol - San Antonio TX
- State licensing - CTC – Robert Chaykin
- General Research on mental health issues in jails – Narendra Patack

9. Upcoming dates for jail observation FY2016-17 visits (JOP to arrange):

- Friday, December 2 – Elmwood Men's; 1pm
- Friday, June 2 – Main Jail South; 1pm

10. Commissioner Announcements

Adjourn to date and time for next meeting to be held January 17, 2016 @ 5:00pm

*Submitted by Carol Turpen, JRC Chair*