

RE-ARREST OF HIGH-RISK INDIVIDUALS AND INTERAGENCY COORDINATION ON PRETRIAL RELEASE STATUS REPORT

October 3, 2023

Item 4.1

Presented by Captain Steve Donohue
& Captain Brian Spears

TIMELINE

April 13, 2022
“Addressing Rising Crime & Expanding Treatment for Arrestees in San Jose”
Memorandum from Mayor Liccardo, Councilmember Carrasco, and Councilmember Mahan

September 8, 2022
Joint Meeting Between the San Jose Public Safety, Finance, and Strategic Support Committee and the Santa Clara County Public Safety and Justice Committee

December 2022 through March 2023
Stakeholder Meetings

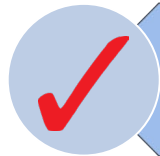
June 15, 2023
Re-Arrest of High-Risk Individuals and Interagency Coordination on Pretrial Release Status Report to the Public Safety, Finance, and Strategic Support Committee

June 22, 2022
“Coordination with the County Regarding Repeat Offenders”
Memorandum from Councilmember Mahan

November 30, 2022
“Roles in the Criminal Justice System”
Memorandum from Vice Mayor Jones

April 20, 2023
Update on Interagency Coordination Related to Pretrial Release to the Public Safety, Finance, and Strategic Support Committee

DIRECTION



Engage with the Sheriff's Office, Pre-Trial Services, the District Attorney's Office as well as a representative from the Judicial branch to investigate how high bail should be, and to communicate the need for keeping a subject in custody.



Engage with the Sheriff's Office, Pre-Trial Services, the District Attorney's Office and the Public Defender's Office to understand under what circumstances, and what factors are taken into consideration when an arrestee is released on their own recognizance.



Engage with the District Attorney, the Public Defender, and a representative from the Judicial Branch to understand the impact of the Humphrey Decision.



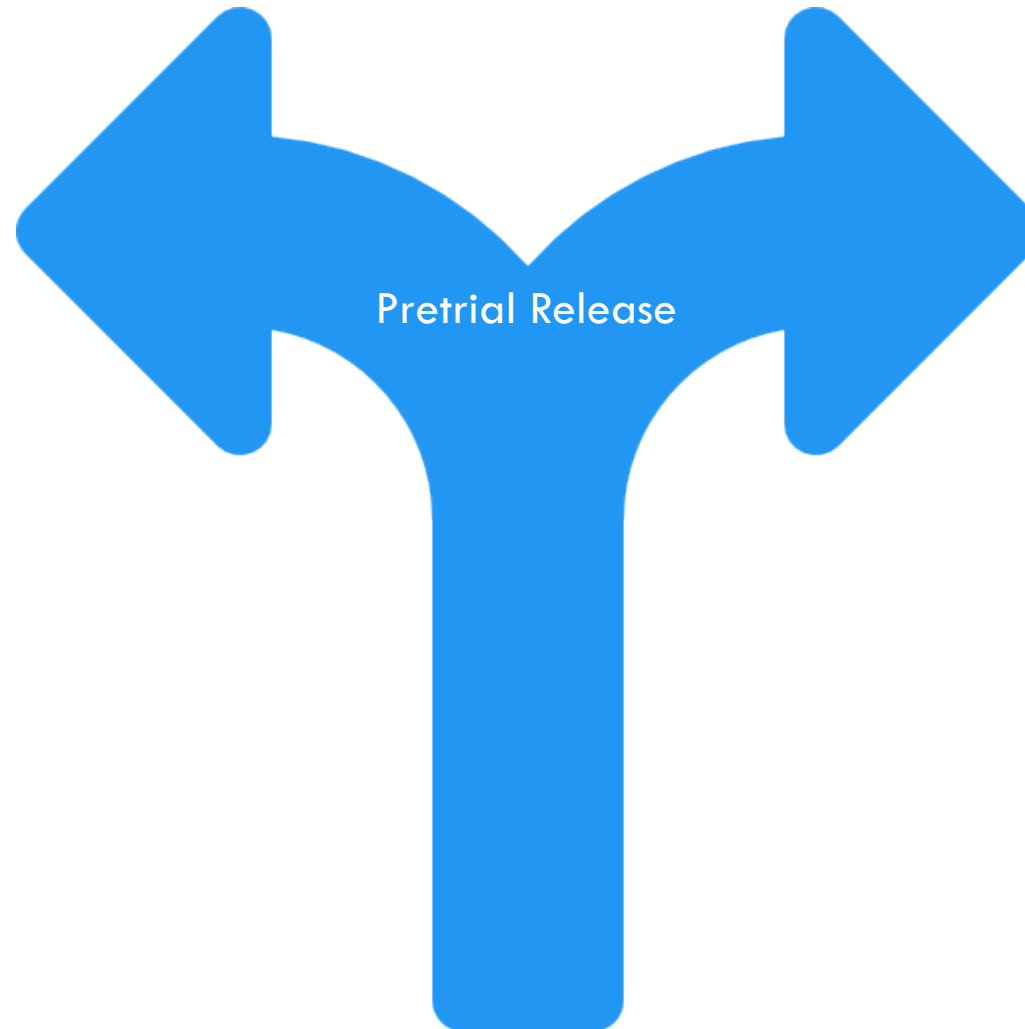
Engage with Behavioral Health Services, Probation and Reentry Services to understand how law enforcement may better assist persons who do not meet the criteria for 5150 W&I, suffer from mental illness, are chronic substance abusers, whose conduct is repeated and problematic and refuse services.



Investigate the need to also involve additional County partners, as well as Social Services and Veterans Services as appropriate.

Bail Reform

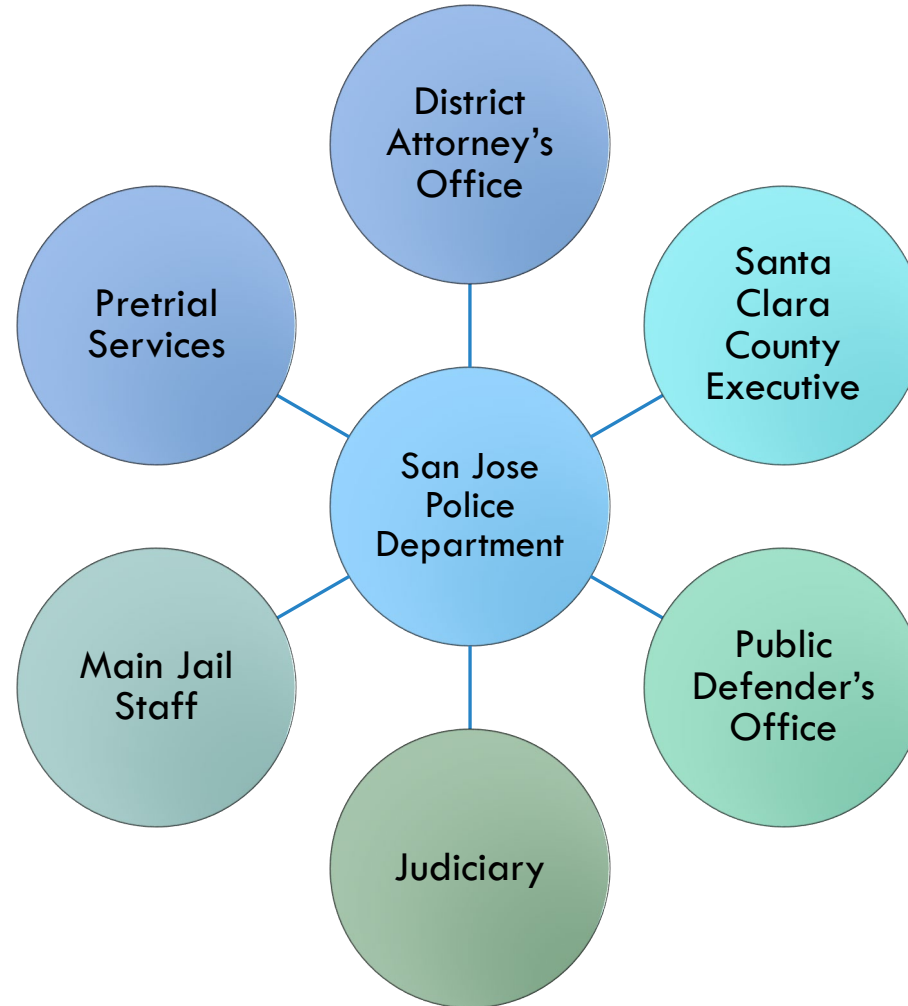
Captain Steve Donohue



Alternatives to Arrest

Deputy Chief Jaime Jimenez

BAIL REFORM STAKEHOLDERS

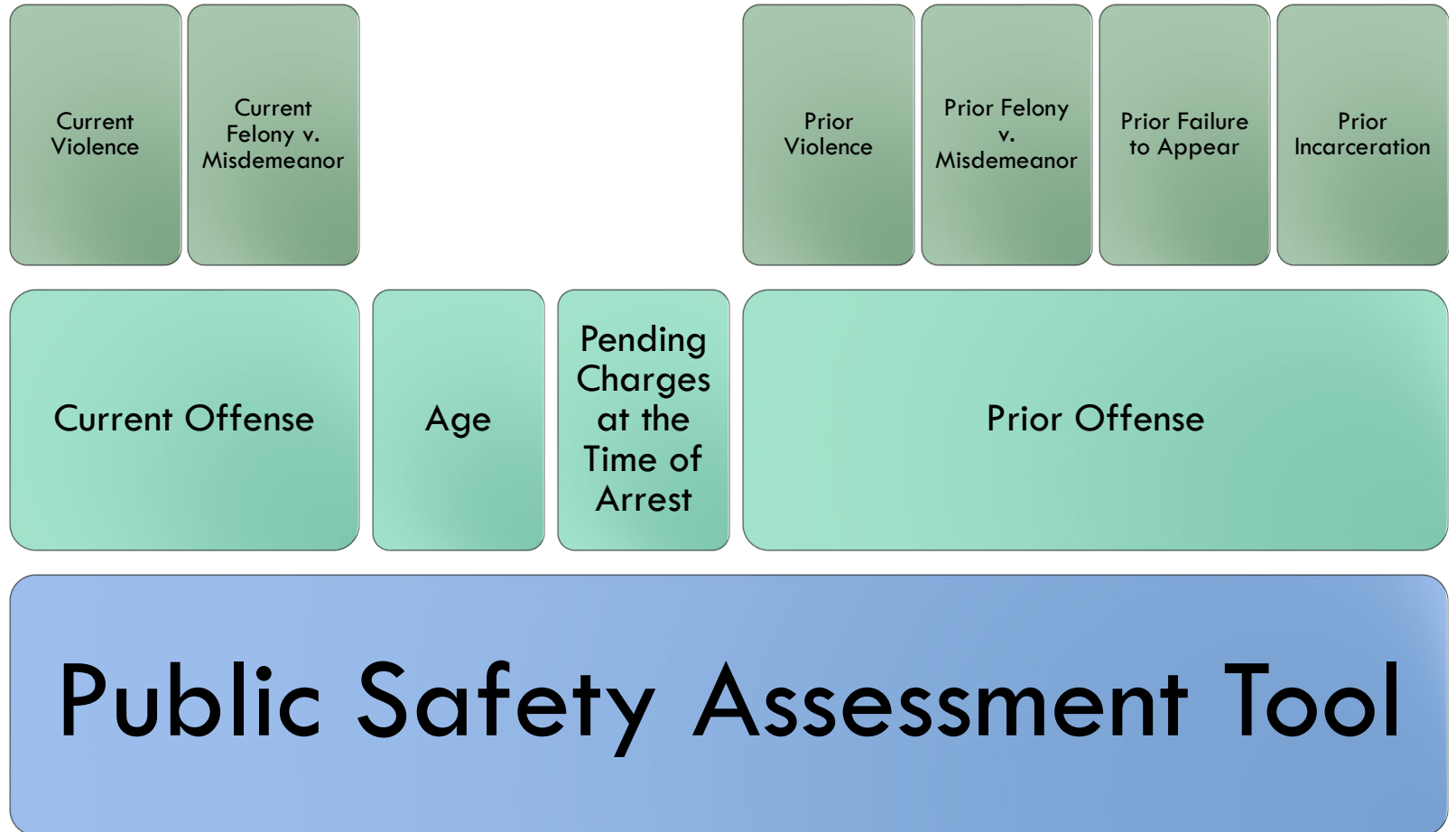
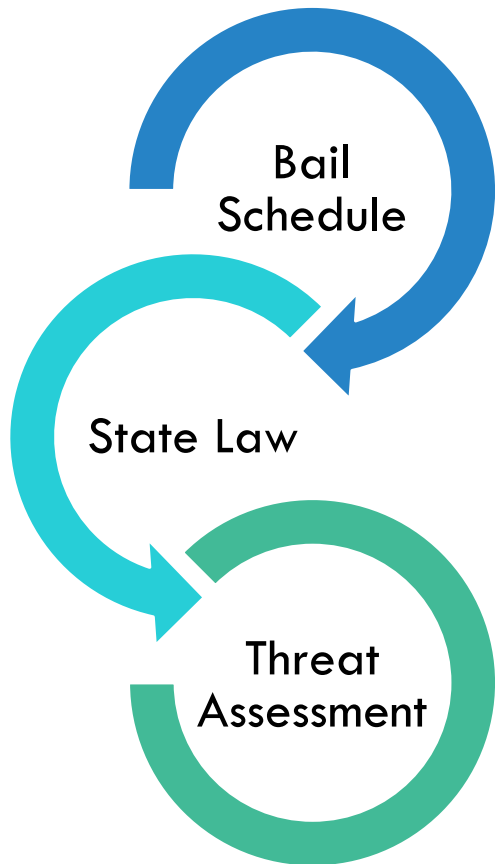


Behavioral Health

Adult Probation

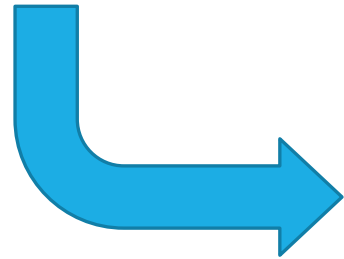
Office of Reentry Services

“O.R.” — RELEASED ON ONE’S OWN RECOGNIZANCE



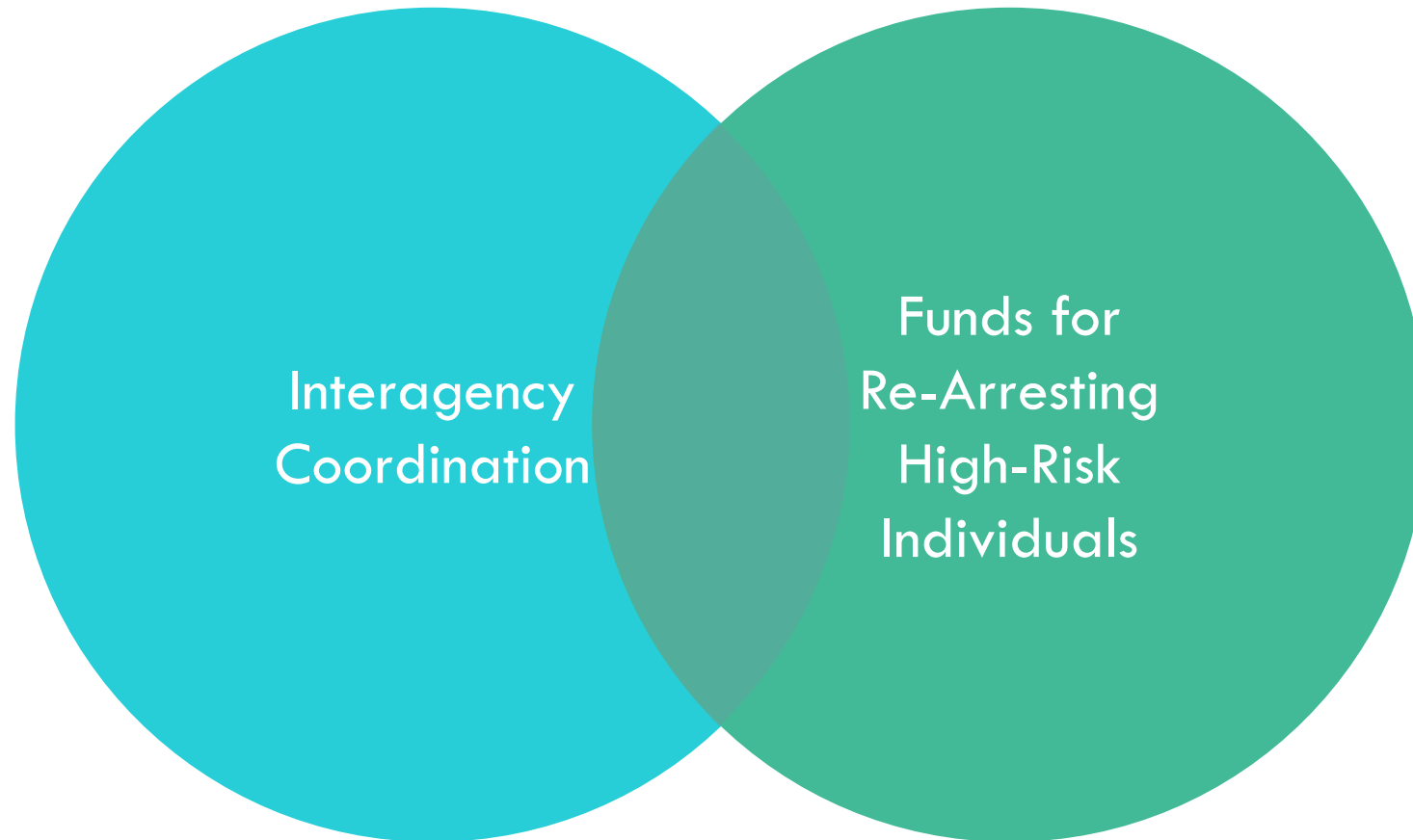
HUMPHREY DECISION

On March 25, 2021, the California Supreme Court ruled in *In re Humphrey* that setting bail at an amount that a person cannot afford to pay is unconstitutional.



“Humphrey Hearings”

BAIL REFORM STATUS



RE-ARRESTING HIGH RISK INDIVIDUALS

3

Covert Response Unit
Cases

12

Special Operations
Cases

FUNDING

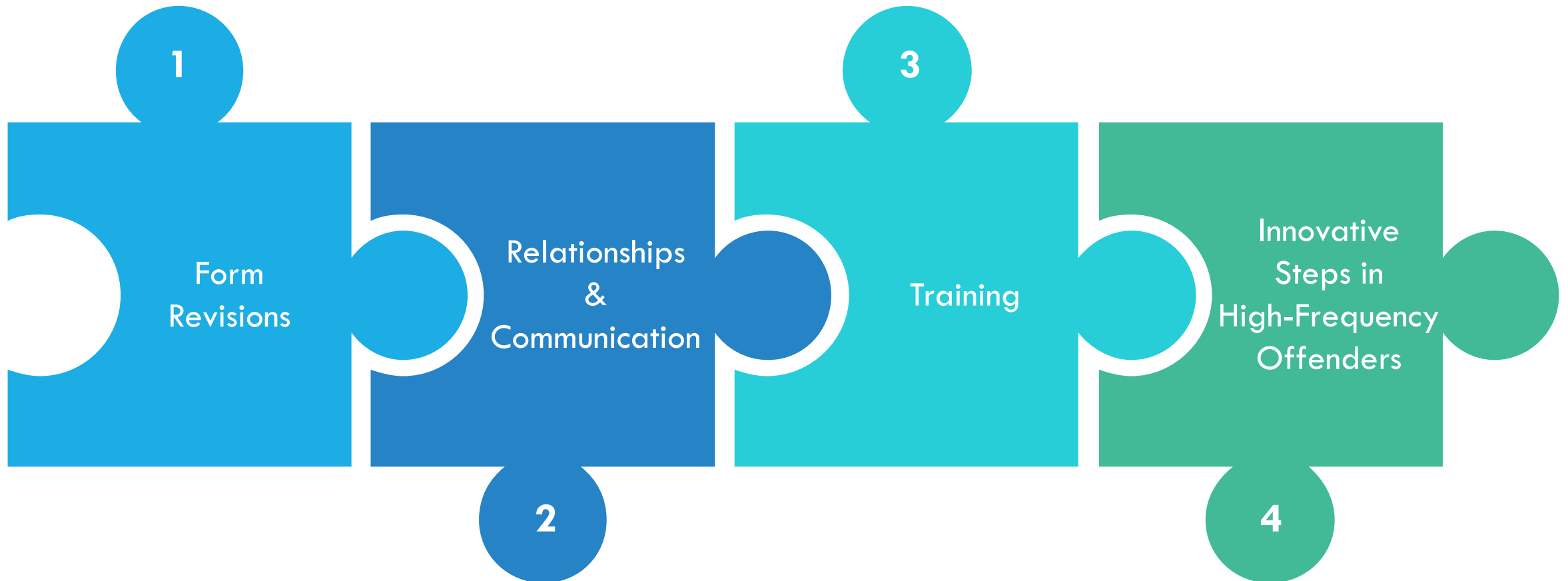
\$300,000	Allocation
- \$60,000	Expenditure
<hr/>	
\$240,000	Remaining for Reallocation

FOCUS

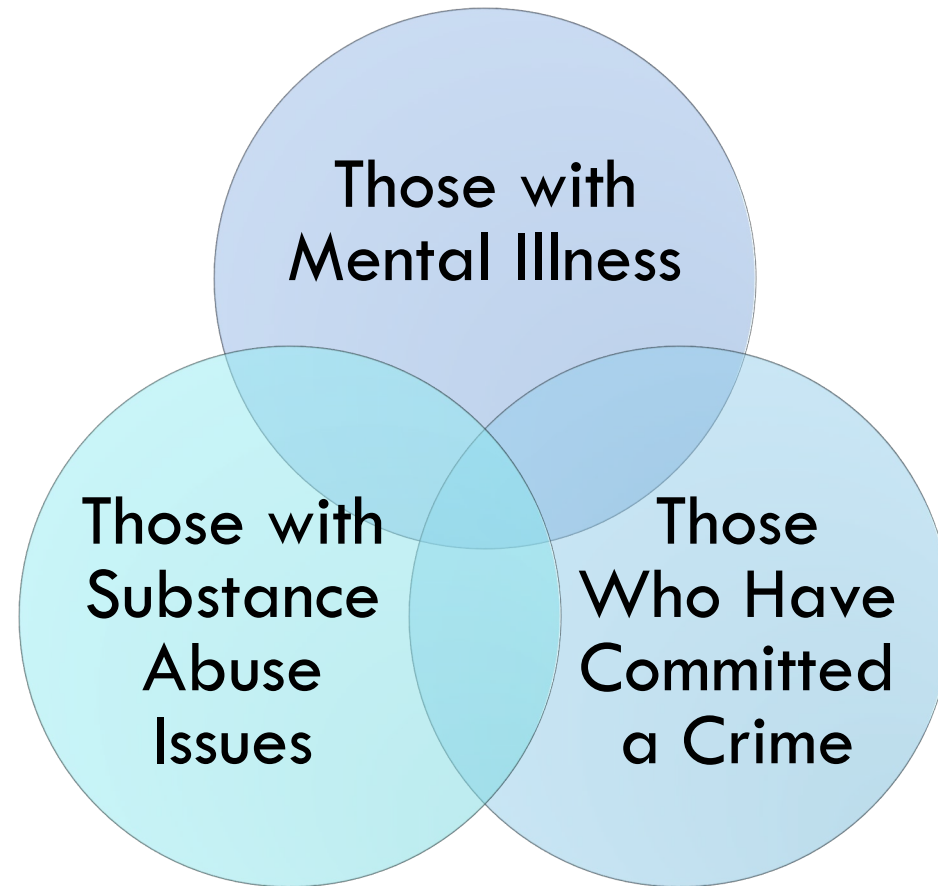
High-Frequency
Offenders
&
Root Causes



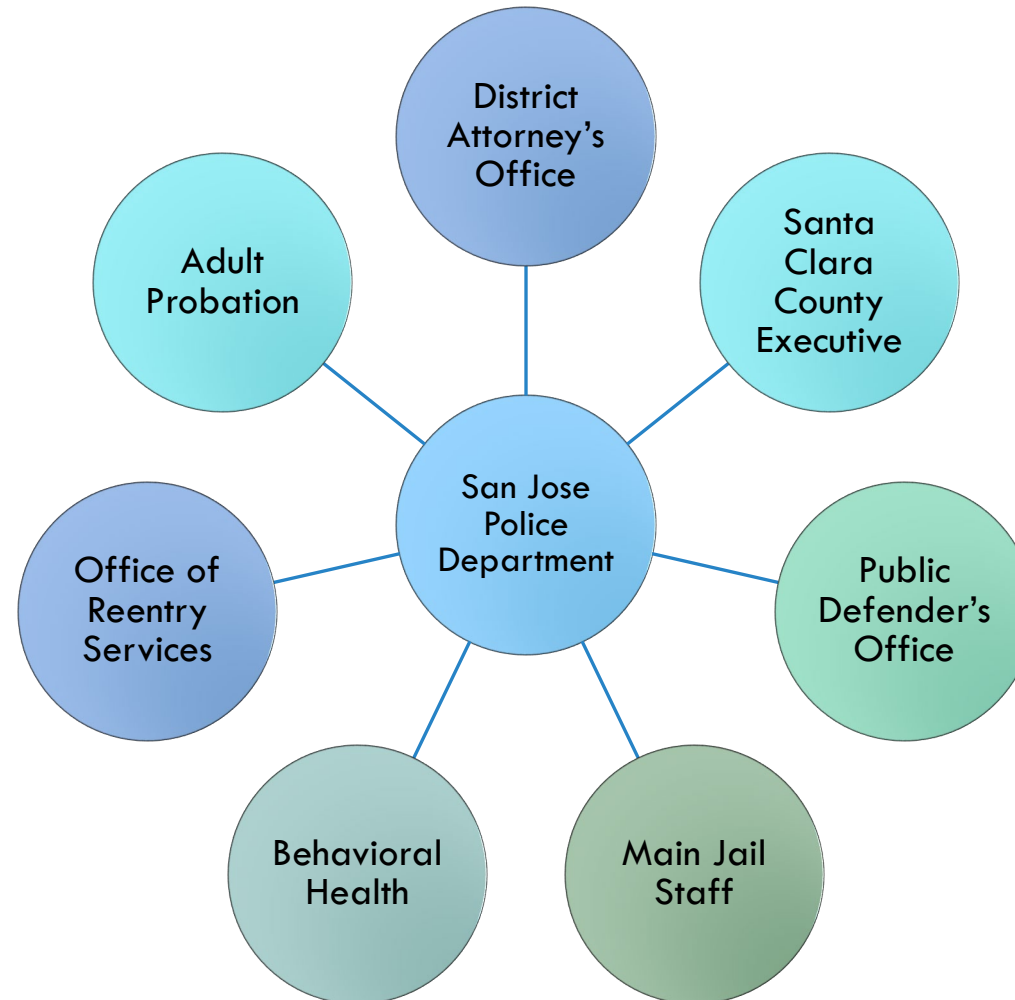
BAIL REFORM OUTCOMES



ALTERNATIVES TO ARREST



ALTERNATIVES TO ARREST STAKEHOLDERS



EDUCATIONAL BRIEFINGS FOR UNDERSTANDING

San Jose Police
Department Mobile Crisis
Assessment Team and
Psychiatric Emergency
Response Team

Santa Clara County
Behavioral Health Services

Santa Clara County Office
of Reentry Services

Santa Clara County
Sheriff's Office – Custody

Santa Clara County
District Attorney's Office –
Custody Alternatives and
Mental Health Programs
(CAMP) Unit

Santa Clara County Public
Defender's Office – Pre-
Arrest
Representation and
Review (PARR)

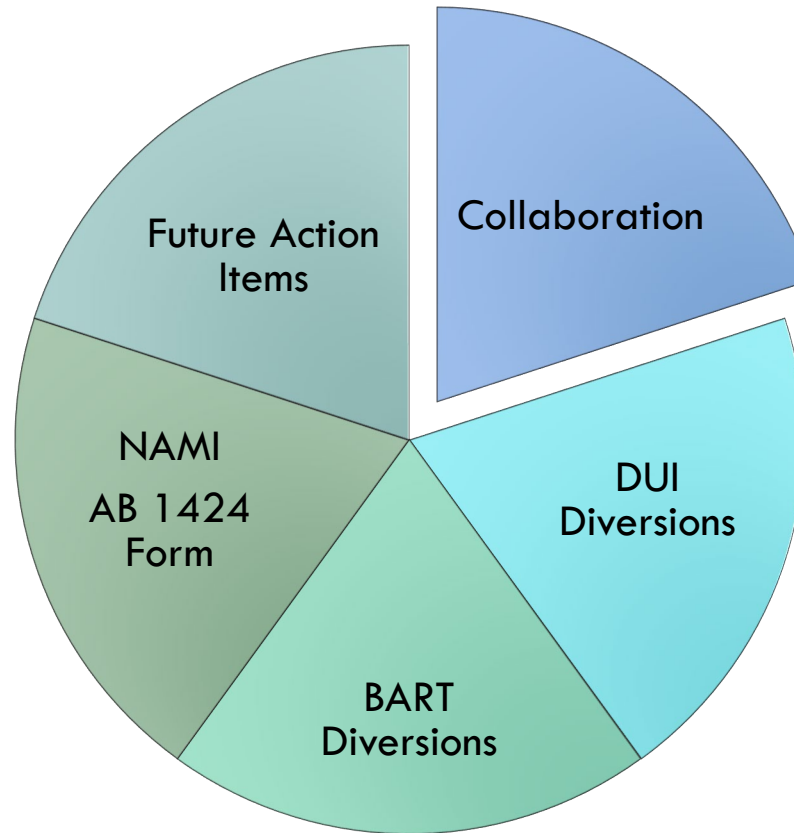
San Jose Police
Department -
Communications

Santa Clara County
Probation Department

Social Services

Veterans' Affairs

ALTERNATIVES TO ARREST APPROACH



WHERE DO WE GO FROM HERE?

