

San José Police Department Report Regarding the Pretrial Release Process

City of San José Public Safety, Finance, and Strategic Support Committee and
County of Santa Clara Public Safety and Justice Committee Meeting

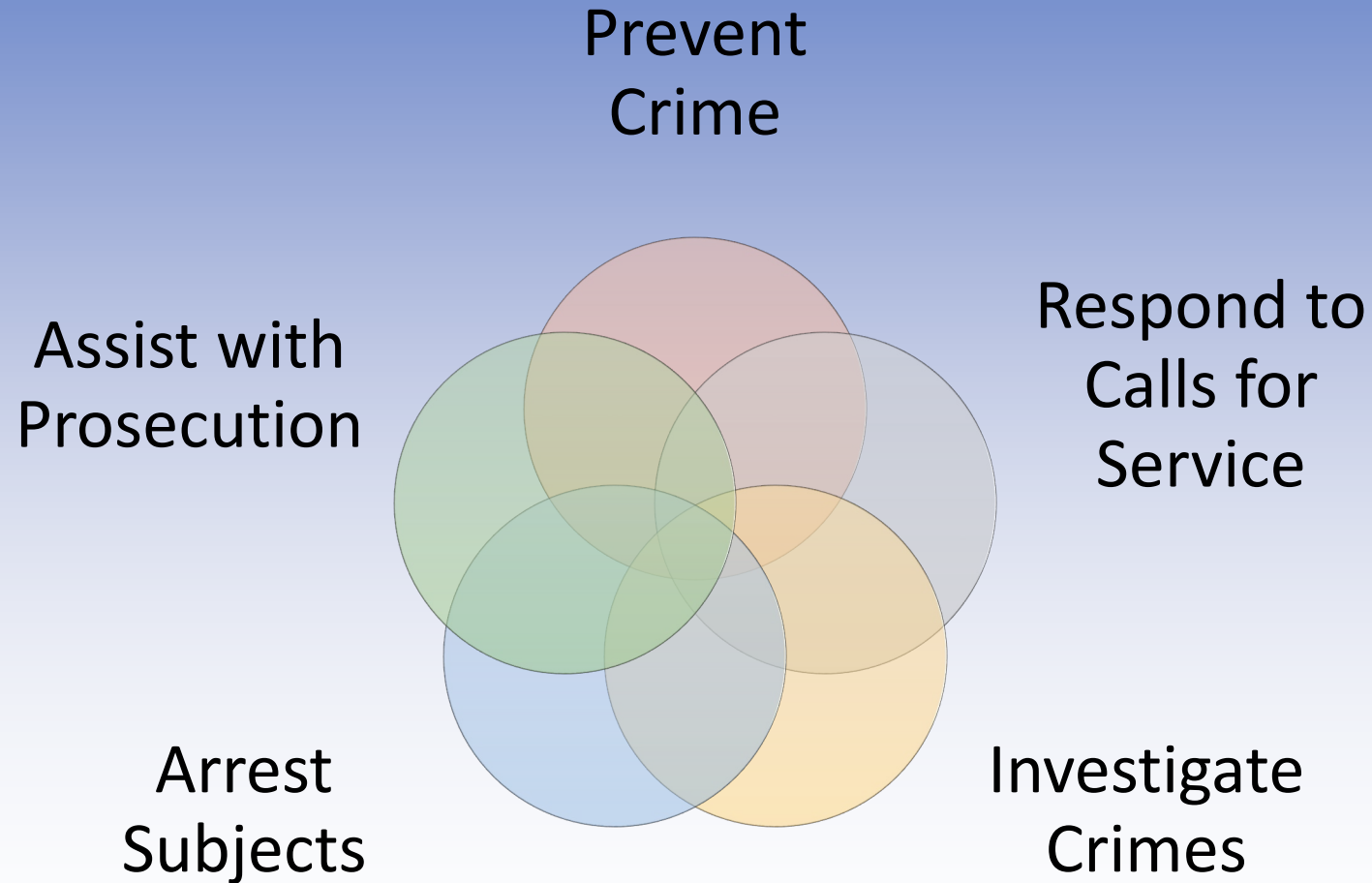
September 8, 2022

Item 2(c)

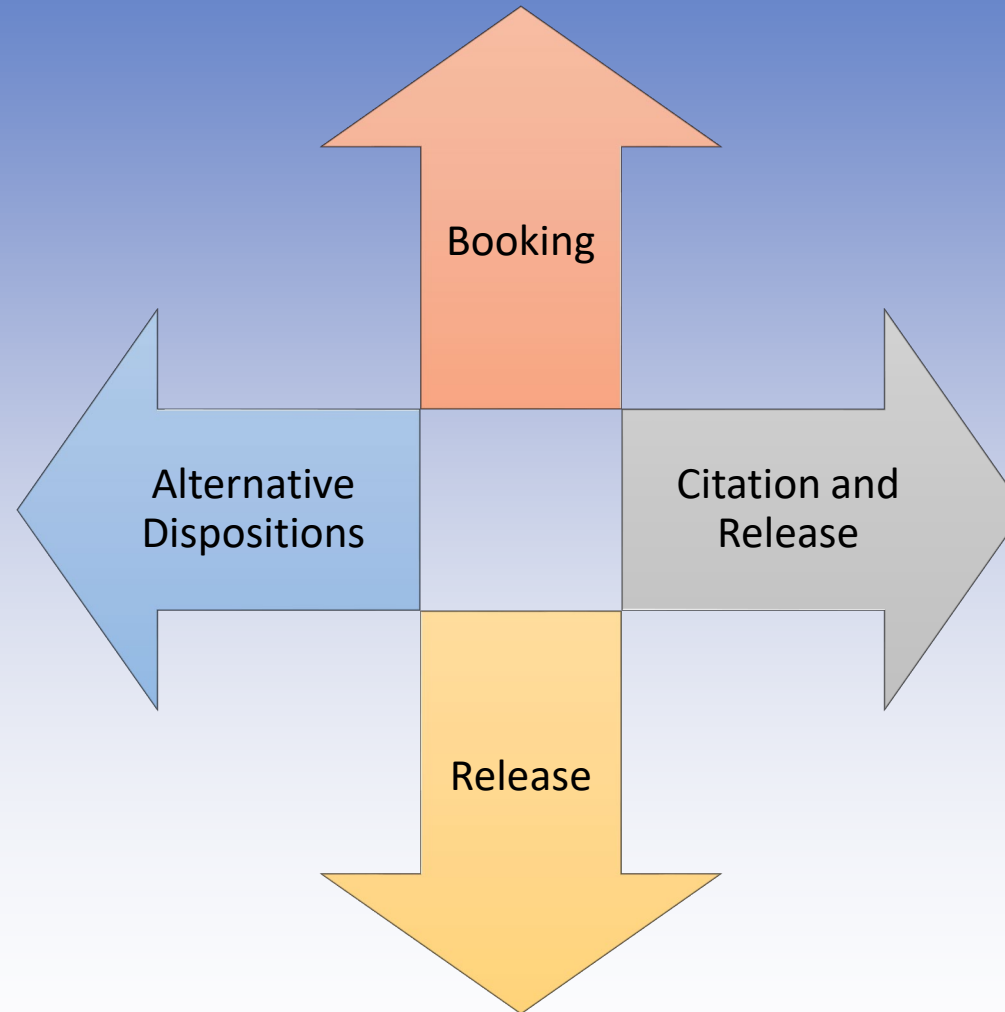
Presented by Assistant Chief of Police Paul Joseph



Roles in the Criminal Justice System



Arrest Outcomes



Booking Process

Transport

- Officer Prepares Medical Screening Form
- Officer Prepares Pre-Booking Form
- Officer Prepares Affidavit of Probable Cause



Intake

- Officer Provides the Medical Screening Form
- Officer Provides the Pre-Booking Form

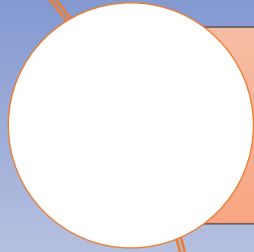


Pretrial Services

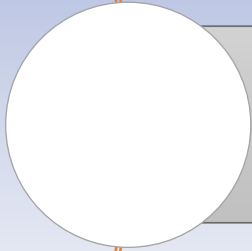
- Officer Provides the Affidavit of Probable Cause



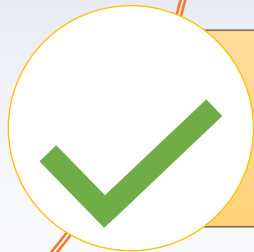
Opportunities for Impact



PC 1275 – Request for Source of Bail



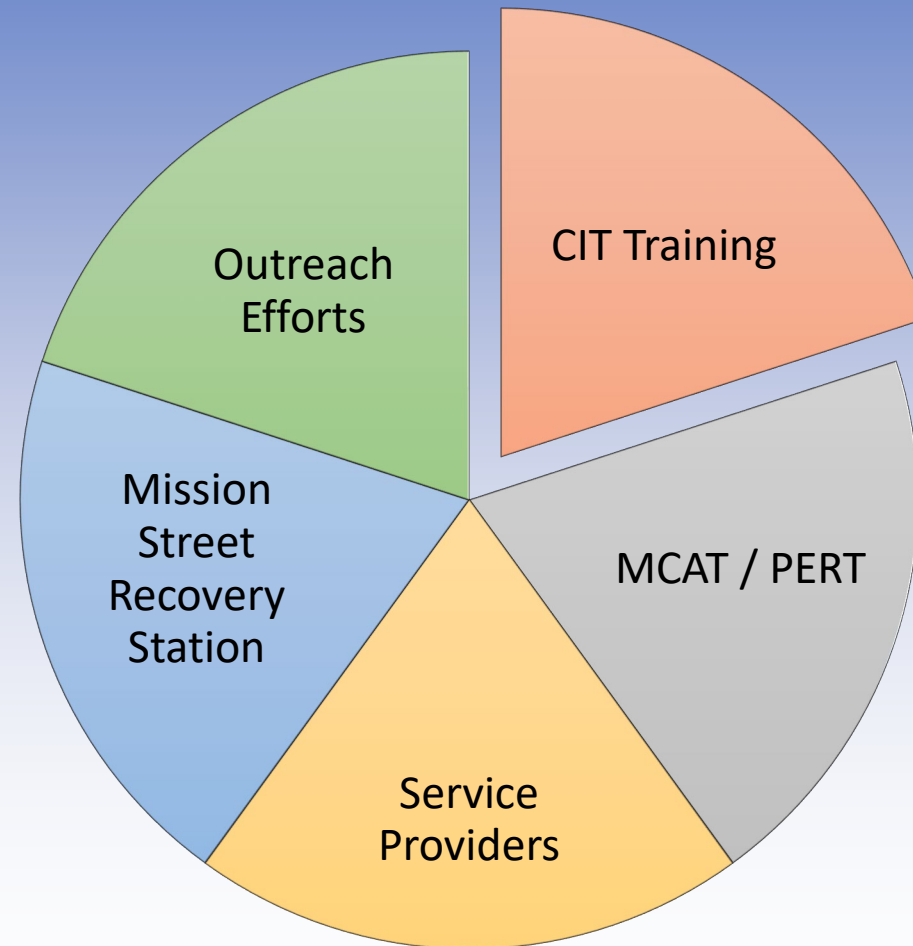
PC 1269 – Request for Increased Bail



Affidavit of Probable Cause



Efforts Toward Alternatives







Tired of the revolving arrest door?

There is an alternative to booking!

Save time and paperwork.

Drop off people who are unstable due to drugs, alcohol, and/or mental illness.

Mission Street Recovery Station

151 W. Mission Street, San Jose

- ✓ Sobering Services
- ✓ Mental Health Services
- ✓ Service Referrals

To make sure there is space, call first.

408-648-4411

The Mission Street Recovery Station is a partnership between the County of Santa Clara Behavioral Health Services Department, Office of Reentry Services and Horizon Services, Inc.







Homelessness

Learning Points

- How can we do a better job of **communicating** the need for keeping a subject in custody?
- Under what circumstances is an arrestee **released on their own recognizance**? Who makes that decision? What factors are taken into consideration?
- What is the impact of the **Humphrey** decision?
- What options and resources are available to law enforcement to deal with a non-violent offender whose **conduct is repeated and problematic**?
- How can law enforcement better assist persons who do not meet the criteria for 5150 W&I, suffer from mental illness, are chronic substance abusers, and **refuse services**?

