The background of the slide features a large, faint watermark of the seal of the Superior Court of Santa Clara County. The seal is circular and contains a central figure, likely a personification of Justice or a similar allegorical figure, surrounded by text and symbols. The text "SUPERIOR COURT OF CALIFORNIA" is visible at the top, and "SANTA CLARA COUNTY" is visible at the bottom. The seal is rendered in a light gray color, allowing the main text to be the primary focus.

The Mentally Ill and California Criminal Justice: Mental Health Implementation Task Force

**Judge Richard J. Loftus, Jr.
Superior Court of Santa Clara County
November 4, 2015
Sacramento, CA**

**It is now conventional wisdom
that the justice system has
demonized the mentally ill with
mass incarceration**

Then and Now

- In the 1950's, .67% of the American adults were held in either jails or mental institutions. 75% were in mental institutions.
- Today, that same % is in custody, but 97% are in jail/prison.

Mentally Ill in Custody

- The number of Mentally Ill in custody in CA has doubled since 2000
- In California 9,000 Mentally Ill will be released from prison in 2015—many more from county jails

**Incompetent to stand trial has
overwhelmed the state hospital
system**



Task Force for Criminal Justice Collaboration on Mental Health Issues

Members represented

- Dept. of Mental Health
- Mental Health Directors
- Sheriffs
- Probation Chiefs
- Dept. of Corrections
- National Alliance on Mental Illness
- Police Chiefs
- District Attorneys
- Public Defenders
- Disability Rights
- County Counsel

Public Hearings

- Sacramento
- Los Angeles



874 Comments
66 Commentators

137 Recommendations

- Community-based services
- Enhanced case-processing practices
- Policies and procedure at correctional facilities
- Community supervision
- Juvenile practices
- Education



Mental Health Issues Implementation Task Force



Realignment

Mandatory Supervision

Parole Supervision

Prop 47

What we have done

Legislation

Rules of Court

Education

Communication

Collaboration



Support Legislative Changes



Revised Rule of Court 10.951 (1/1/2014)

- Add to regular, required criminal court meetings:
 1. County Mental Health Dept. Director
 2. County Alcohol & Drug Dept. Director
 3. Sheriff
 4. Police
 5. Parole
 6. Conditional Release Programs (CONREP)

Revised Rule of Court 10.952 (1/1/14)

- The Presiding Judges or Criminal Supervising Judge in conjunction with justice partners are encouraged to adopt a local protocols for cases involving offenders with mental illness and/or co-occurring disorders utilizing evidenced based practices with the goal to reduce recidivism, provide better outcomes, safety and costs.

Judicial Education

Revised Curriculum

Developed Educational Tools



Collaboration with Justice Partners



Collaboration

- Los Angeles District Attorney's Mental Health Advisory Board Report
 - A Blueprint For Change
 - Plan notes it supports the Recommendations of the Task Force
 - Two of the Intercept Plans are chaired by Judges

What happens next

- Presentation of the Final Report to the Judicial Council –Dec 10,2015
- Recommendations:
 - Continue this work through standing Advisory Committees
 - Expand the number of judges on these committees
 - Annually audit progress

What is yet to be done

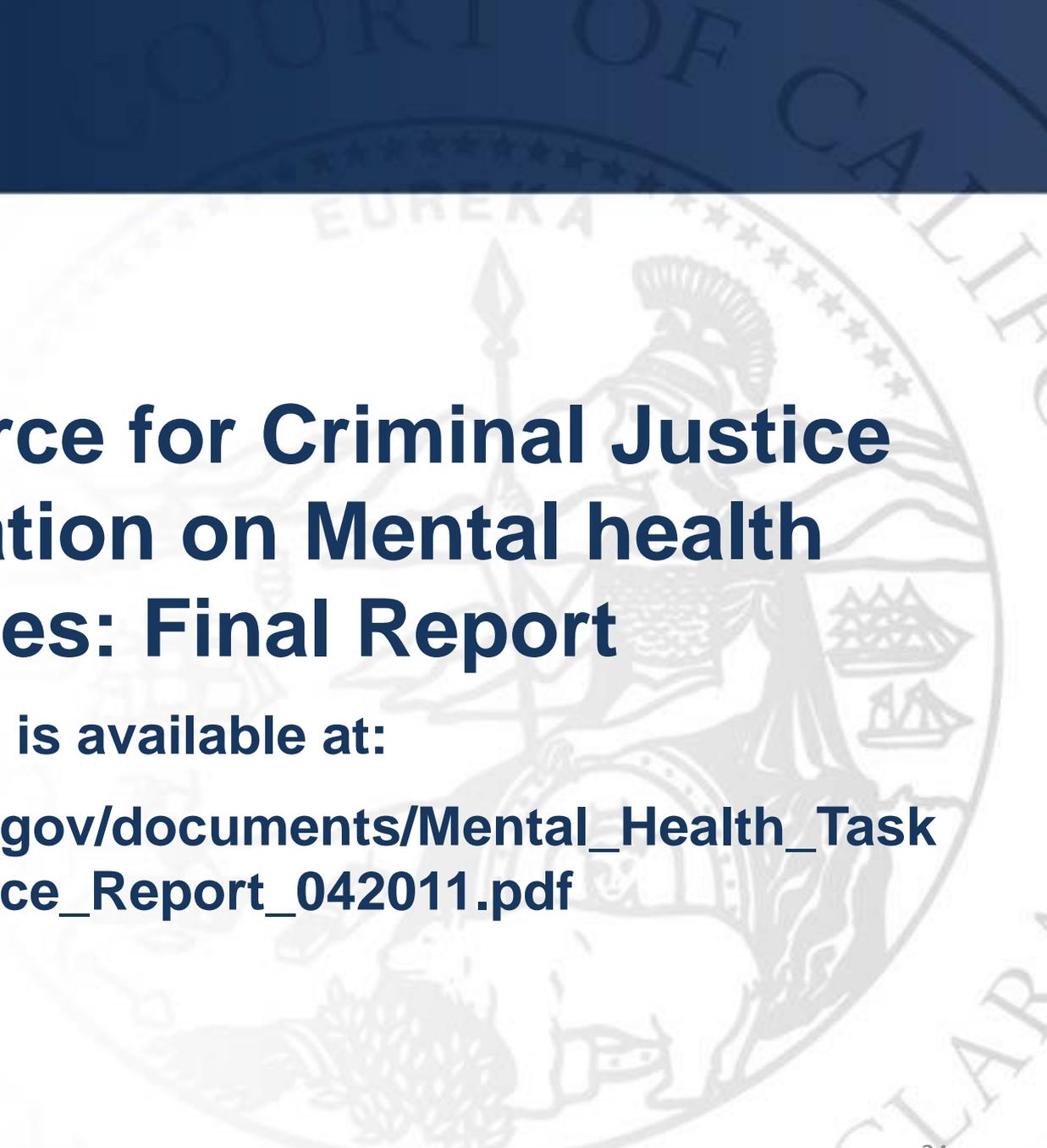
- Assist Courts and Department of State Hospitals in addressing the crisis of the Incompetent to Stand Trial
- Develop legislative proposals on juvenile competence, early intervention and diversion, discharge planning
- Devise protocols for probation and parole supervision
- Address mental health issues for veterans, family and dependency cases

What is yet to be done

- Educate and address issues related to elderly populations: elder abuse, domestic violence, dementia, incarceration
- Continue to support legislative changes that address the issues of the mentally ill in the justice system
- Continue to collaborate with our justice partners concerning the mentally ill in the Justice System, treatment options, housing, common formularies,

What we cannot do

- Put in place working agreements between Probation/Parole and community service providers (#63)
- Screening on initial admission (#40)
- Coordinate drug formularies (#52)
- County Mental Health and Drug and Alcohol adopt integrated approaches for delivering services to MI and Co-Occ. (#2) . Etc.

The background of the slide features a large, faint watermark of the Seal of the State Bar of California. The seal is circular and contains a central figure of a Minotaur, a creature with the head of a bull and the body of a man, holding a spear. The figure is surrounded by a circular border with the text "STATE BAR OF CALIFORNIA" and "EUREKA" at the top. The seal is set against a dark blue background at the top of the slide.

The Task Force for Criminal Justice Collaboration on Mental health Issues: Final Report

is available at:

http://www.courts.ca.gov/documents/Mental_Health_Task_Force_Report_042011.pdf

Contacts:

Judge Richard J. Loftus
rloftus@scscourt.org

Karen Moen
karen.moen@jud.ca.gov