



COMMUNITY CORRECTIONS PLANNING COUNCIL

MINUTES

TUESDAY, JANUARY 21, 2020

The **special** scheduled meeting of the Community Corrections Planning Council was called to order at 8:30 am this 21st day of January 2020 in the Conference Room 200 of the Cleveland County Office Building by Vice-Chairman Darry Stacy. Tammy Belinson, County Clerk/Secretary, called the roll and those present were:

Darry Stacy, Vice-Chairman
Tammy Belinson, Secretary
Greg Mashburn, Member
Ed Copelin, Member
Gary Gage, Member
Woody Glass, Member

Those absent were: Dave Stockwell, Chairman; Judge Jeff Virgin, Member, and Sheriff Todd Gibson.

Others present were: Linda Atkins, Greg Stroud, Deborah Cox, and Dawn Thatcher.

Vice-Chairman Darry Stacy asked if the meeting complied with the **Open Meeting Act**. Tammy Belinson answered affirmatively.

After the reading of the minutes of the regular meeting of **October 08, 2019**, and there being no additions or corrections, Woody Glass moved that the minutes be **approved**.

Ed Copelin seconded the motion.

The vote was: Darry Stacy, yes; Tammy Belinson, yes; Greg Mashburn, yes; Ed Copelin, yes; Gary Gage, yes; Woody Glass, yes.

Motion carried.

A. Items of Business:

1. During **discussion and/or Action** on **FY 2021 Plan** and Budget Request, Deborah Cox explained that she based it on what is trending this year; she added for growth and inpatient treatment and currently the trend is \$53,000.00. It may be over budget somewhat, but she anticipates growth to take care of the inpatient treatment. The request is for \$98,000.00 for FY 2021.

Vice-Chairman Stacy called for a vote on the budget request.

Greg Mashburn moved to **approve the FY 2021 Plan and Budget Request** as submitted. Woody Glass seconded the motion.

The vote was: Darry Stacy, yes; Tammy Belinson, yes; Greg Mashburn, yes; Ed Copelin, yes; Gary Gage, yes; Woody Glass, yes.

Motion carried.

**CLEVELAND COUNTY LOCAL COMMUNITY SENTENCING PLAN
FY 2021 COVER PAGE**

The Oklahoma Community Sentencing Act establishes a statewide Community Sentencing system and seeks to improve the criminal justice system within this state through public/private partnerships, reciprocal and interlocal governmental agreements, and interagency cooperation and collaboration. It focuses on protection of the public and to provide adequate supervision of eligible felony offenders court ordered to Community Sentencing. Treatment programs, punishment and series of sanctions are available to eligible felony Community Sentencing offenders (22 OS § 988.3).

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Date Plan Approved by Planning Council:

The signature below indicates that the designated judicial member of the planning council has reviewed the range of services proposed in the attached plan and declares they meet the needs of the court for purposes of sentencing pursuant to the authority of the Oklahoma Community Sentencing Act. (22 O.S.S. § 988.7.A.)

Chief Judge of the Judicial District or Judge Appointed by the Chief/Advisory Member

**FY 2021 Plan Narrative
Cleveland County**

Cleveland County Community Sentencing Planning Council is requesting funding for FY 2021 in the amount of \$98,374.89.

Mission/Purpose Statements

Community Sentencing continues as a successful diversionary program in Cleveland County. We have seen participants become productive citizens and have experienced great community support and positive collaboration between law enforcement, service providers, and stakeholders.

The mission of this program is to address addiction and criminal thinking with supervision, substance abuse and mental health treatment, education, job skills, and accountability within the community and it allows the offender to give back to the community through community service. All this, in turn, results in Community Sentencing being fiscally responsible, having a greater probability of decreasing offenders' recidivism and at the same time reducing the incarceration rate.

Identification of resources

Pro-social activities and support groups-

Pro-social activities and support groups such as AA/NA 12-step meetings are required weekly. The idea is to occupy the offenders' free time with positive reinforcement toward their treatment goals and also encourages spending time with family and/or friends in the community. AA/NA also provides aftercare support for a participant when he or she is no longer in substance abuse treatment.

Community Service hours-

Community service hours are monitored by supervision. Most offenders sentenced into the program are required to give back to the community by completing 120 hours of community service.

Mental Health Evaluation and Treatment-

Offenders that require mental health counseling, which includes mental health evaluations and individual therapy, are referred to treatment providers within Cleveland County. Also offered is crisis intervention for clients referred by other substance abuse treatment providers as well as our supervision providers.

Outpatient treatment requirements-

Offender that requires substance abuse treatment, which includes substance abuse evaluation, individual therapy, group therapy, and life skills, are referred to treatment providers in Cleveland County. Clients who relapse are staffed by the treatment team to determine what triggered the relapse and what available resources and skills are needed to address issues in the future. Treatment plans are adjusted to reflect possible solutions.

Drug testing-

A random number of required drug tests are utilized as deterrents and vary with each client.

24 hours Jail Confinement-

All offenders sanctioned to confinement will be sent to the Cleveland County Detention Center.

Sober living-

Several Oklahoma sober living homes and facilities are available as needed. Some examples would be Oxford Houses, Safe Passages, HOW Foundation, and Cornerstone Sober Living.

Residential treatment-

Residential treatment is another option utilized. This is an inpatient atmosphere with program lengths from usually 45 days to 6 months. Some clients in need of this type of treatment are also admitted on an indigent basis and some use private insurance.

Treatment team-

The Community Sentencing treatment team continues to meet on a weekly basis to discuss offender progress in the program, sanctions and incentives. The treatment team includes representation from the District Attorney's office, treatment providers, supervision, and Community Sentencing staff.

Court Dockets-

These dockets are held as needed and are used for sentencing offenders into the program.

Monthly Review Court Dockets-

Review dockets are held monthly for all participants. Participants are required to be present in court where their progress in the program is reviewed. Sanctions are ordered for Rules and Conditions violations and incentives awarded for positive behaviors and accomplishments in the program.

Current Service Providers

Assessment Inc. provides substance abuse, mental health and life skills services. The program administrator is Allan Dupuis, LPC.

Tim Guinn, LPC provides substance abuse, mental health and cognitive behavior education services.

Court Related Services provides case management services.

Erika Celestine and Dedra Hansbro provide LSI Assessment services.

The Cleveland County Sheriff's Office provides restrictive housing services.

Target group of offenders

The council will continue to consider a broad range of crime categories for the Community Sentencing program.

1. The local Planning Council has determined that there should be 100 offenders or more receiving services during FY 2021.
2. 100% of offenders considered for Community Sentencing will undergo an LSI assessment or ORAS to determine eligibility.
3. 100% of the offenders in the local system are projected to need and receive substance abuse treatment and/or cognitive behavior education and life skills.
4. 100% of the offenders in the local system are projected to need and be placed under supervision.

Identification of sentencing practices used for disciplinary sanctions for noncriminal conduct

Possible sanctions:

Court admonishment

Write rules and conditions

Write essays

Daily planner

Budget plan

Community service

Increased reporting

If unemployed, 20 community service hours

Per week until employed

Round table

increased treatment

increased drug testing

Residential treatment

Curfew

Jail

Methods for allocating resources to support the plan

Page 4 – Community Corrections Planning Council – Minutes – January 21, 2020

The council's method for allocating resources involves assessing local resources, determining the needs of the offender, utilizing evidence based practices, and connecting these resources to each individual participant.

FY 2020 Statistics Year to Date

Appropriated funds \$78,000

Appropriated funds expended YTD \$ 24,647.97

-Assessment \$1275.00

-Case management \$9432.17

-Substance abuse \$12,816.80

-Cognitive behavior education/life skills \$380.00

-Jail \$744.00

Current Population Profile (As of 1/8/2020)

Type of Offense N=52

Drug Related (21) 40%, Alcohol Related (3) 6%, Property/Theft/Fraud (11) 21%, Other (17) 33%

Crime	Frequency
Controlled Drug Schedule I and II	4
Possession of CDS in Presence of Minor	1
Possession of CDS with Intent to Distribute	11
Cultivation	1
Trafficking	1
Obtain CDS by Forgery	1
DUI	3
DUI Drugs	2
Burglary II	4
Burglary III	1
KCSP	1
UUMV	1
Larceny	1
Possession of Stolen Vehicle	1
False Declaration to a Pawn Broker	1
Identity Theft	1
Eluding	1
A&B	1
Bail Jumping	1
Possession of FA AFC	7
Child Neglect	3
Child Endangerment	1
Bringing Contraband into a Penal Institution	2
Arson IV	1

Type of Sentence FY 2020 YTD N=15 sentenced into program

Deferred (0)

Suspended (15)

Program exits for FY 2020 YTD N=21

Successful completions (14)

Absconders (3)

Revocations to prison (4)

FY 2019 Statistics

Appropriated funds \$83,000

Appropriated funds expended \$ 78,399.05

-Assessment \$3600.00

-Case management \$29,677.05

-Substance abuse \$25,410.00

-Cognitive behavior education/life skills \$3420.00

-Jail \$3480.00

-Inpatient/sober living \$12,812.00

Population Profile

Type of Offense N=58

Drug Related (22) 38%, Alcohol Related (4) 7%, Property/Theft/Fraud (11) 19%, Other (21) 36%

Crime	Frequency
Controlled Drug Schedule I and II	9
Possession of CDS in Presence of Minor	1
Possession of CDS with Intent to Distribute	7
Possession of CDS	3
Tax Stamp	1
Obtain CDS by Forgery	1
DUI	2
DUI Drugs	2
Burglary II	3
KCSP	1
Grand Larceny	2
Possession of Stolen Vehicle	2
False Declaration to a Pawn Broker	2
Identity Theft	1
Eluding	1
A&B	2
Bail Jumping	2
Possession of FA AFC	9
Child Neglect	3
Omitting to Provide	1
Bringing Contraband into a Penal Institution	2
Violation of PO	1

Type of Sentence FY 2019 N=29 sentenced into program

Deferred (0)

Suspended (29)

Program exits for FY 2019 N=39

Successful completions (21)

Absconders (3)

Revocations to prison (15)

Identification and evaluation of local record keeping and needs for audits/reviews for all service providers

1. The Cleveland County Court Clerk's office will maintain all court records for the local sentencing system.
2. The Judicial Offices of the District Court and the District Attorney's office will maintain records that they consider necessary regarding the local Community Sentencing system.
3. The Probation and Parole Division of the Department of Corrections and Court Related Services will maintain necessary records on local sentencing system offenders sentenced to supervision. This will include accurate chronological entries and special reports. Offender sentence compliance records will also be maintained for the purposes of disciplinary sanctions and incentives.
4. The Cleveland County Sheriff's office will maintain records on any offenders confined in the Cleveland County Detention Center under a disciplinary sanction.
5. Treatment providers will maintain records on offender attendance, program progress, participation, and assessment data.
6. The Local Community Sentencing office will operate a management information system for the local sentencing system. This management information system will maintain information on, but not be limited to: local system accounting, local system revenue, local system budget status, intake information, compliance with court orders, offender progress in treatment, disciplinary sanctions and incentives, offender arrests, and service provider contract compliance.

Local System Administrative Structure

1. The Cleveland County Planning Council, in cooperation with the District Court and the District Attorney, will oversee the management and the operations of the local community sentencing system.
2. Local system oversight will include but not be limited to: regular assessment of services and sanctions of the local system and their effect on public safety, monitoring sentencing practices for information and resource management, and ensuring that the local system operates in a cost-effective manner by providing sanctions and services based on offender need and risk for re-offending.

3. The Community Sentencing Division will provide all necessary administrative and technical assistance in the oversight of the system.

Responsibilities of Local Community Sentencing System Components

The Planning Council will:

1. Regularly monitor the local system and sentencing options to ensure the system operations comply with the requirements of the Community Sentencing Act, budget parameters, and sentencing plan goals of the Court.
2. Assess local system procedures and operations to determine the need for system changes.
3. Review offender status and budget reports as needed.

The District Court will:

1. Ensure that offenders considered for a Community Sentence meet all statutory eligibility requirements.
2. Order the use of disciplinary sanctions to achieve compliance with orders and may issue standing orders for disciplinary sanctions, as it deems appropriate and necessary.
3. Order the use of incentives when appropriate.

The Office of District Attorney will:

1. Determine whether an offender is suitable for Community Sentencing.
2. Provide the Court with recommendations regarding disciplinary sanctions and incentives during monthly review dockets.
3. Present a Motion to Revoke or Motion to Accelerate to the Court.

The Probation and Parole Division of the Oklahoma Department of Corrections and Court Related Services will:

1. Provide supervision services to those offenders court-ordered to probation.
2. Monitor sentence compliance and the progress of offenders under supervision and impose disciplinary sanctions, except disciplinary confinement, and report violations of court orders and/or sentence conditions to the District Attorney's office and local Community Sentencing Division office.
3. Provide sentence compliance information in cases where the uses of incentives are considered.
4. Maintain any records and produce reports required by the Planning Council.
5. Provide relevant offender information and reports to the Community Sentencing Local Administrator and local Community Sentencing Division office.
6. Have caseloads consisting exclusively of Community Sentencing offenders, provided that the individual officer caseload is commensurate with a standard probation caseload.

The Cleveland County Sheriff's Office will:

1. Detain in the Cleveland County Detention Center any offender court-ordered to confinement as a disciplinary sanction.
2. Submit invoices to the local Community Sentencing Division office for processing to cover the cost of offenders confined under a disciplinary sanction.
3. Maintain any records and reports that are required by contract and/or the Planning Council.

The Service Providers will:

1. Provide offenders with services and/or treatment ordered by the Court in accordance with the terms of the contract between the service provider and the Oklahoma Department of Corrections.
2. Maintain records on offender attendance, program progress, and participation.
3. Maintain any records and reports required by contract and/or the Planning Council.
4. Submit invoices to the local Community Sentencing Division office for processing.
5. When utilized, collect offender co-payment based on offender's ability to pay by applying offender income to a sliding scale.
6. Provide the supervising authority with intake information and reports on offender progress and sentence non-compliance.

The Local Community Sentencing office will:

1. Provide ongoing technical advice and administrative assistance to the Planning Council and the local community sentencing system.
2. Review and process service provider invoices for payment. Review voucher requests to ensure compliance with established updated treatment plans.
3. Monitor service provider contract compliance and ensure accurate and timely reporting of offender and sentence information for the Planning Council.
4. Maintain a management information system for the local Community Sentencing system.
5. Provide the Planning Council with reports on the status of the local community sentencing system as requested by the Council. These reports will include information on, but not limited to: local system accounting, local system revenue, local system budget status, offender progress and compliance with Court orders, disciplinary sanctions and incentives, offender arrests, and service provider contract compliance.

Description and evaluation of community participation

From the beginning, the Planning Council recognized the importance of community involvement and support in the formulation of our community corrections system. Through the years, Cleveland County Community Sentencing has had continued support from judges, district attorneys, defense attorneys, educators, elected officials, and citizens from all aspects of community life. They believe that appropriate alternatives to incarceration which give offenders the opportunity to serve their sentence in the community where they can access needed services to address addiction and

criminal thinking, be employed, and at the same time give back to the community through community service will promote successful results!

Request for 210 Expenditures

These items will be used to promote pro-social activities, to aid in the development of productive citizens, to address issues such as transportation, to deter drug and alcohol use, and to provide all the tools necessary for successful completion.

AA/NA recognition items – \$1000

Drug test lab confirmations – \$1000

Hair follicle drug tests – \$2000

Alcohol monitoring devices – \$4000

Gift cards – \$2000

Graduation recognition items – \$1000

Transportation assistance – \$1000

Supplemental budget – \$25,000

Cleveland County Community Sentencing Plan Budget FY 2021

BUDGET SUMMARY				
ITEM		Service Cost Subtotal	Anticipated Resources	STATE FUNDING
A.	Misc. Services	4,150.00	-	4,150.00
B.	Supervision	26,699.75	-	26,699.75
C.	LSI-R Assessments	124,125.00	-	4,125.00
D.	MH-SA Assessments	9,059.58	-	9,059.58
E.	MH-SA Services	52,468.56	-	52,468.56
F.	Restrictive Housing	1,872.00	-	1,872.00
TOTALS		\$ 98,374.89	-	\$98,374.89

2. **Deborah Cox** went over the **Review of bills** for the months of October, November and December 2019 with the committee members. She said that in the packet she gave them is a copy of the budget of what they spent so far through December which is \$26,547.00. The Admin Fee Fund has \$56,207.00 and some of the money was used to pay for hair follicle testing and Lab confirmations. They have 54 in the program and out of that 18 have sentenced in since July 1, 2019.

Greg Mashburn moved to **approve** the **Review of bills** for the months of October, November and December 2019 as presented by Deborah Cox. Ed Copelin seconded the motion.

The vote was: Darry Stacy, yes; Tammy Belinson, yes; Greg Mashburn, yes; Ed Copelin, yes; Gary Gage, yes; Woody Glass, yes.

Motion carried.

3. **District Attorney** Greg Mashburn discussed the activity of Community Sentencing in the District Attorney's Office for October, November and December 2019. He didn't have the exact numbers for the quarter but will say that the numbers are going down every year. He said that the problem is with State Question 780 is that nobody wants to do an alternative for it anymore. With everything being a misdemeanor, they don't want to partake. He knows that other District Attorneys' Offices across the State have had success and their numbers are going up, but in Cleveland County, it's a deal where they have pushed to get them in the system earlier and Community Sentencing was established to divert people from going to prison, like probation on steroids by getting them in services and watching them. That is pushed early in the system before someone gets six felony convictions, but the problem is they don't want Community Sentencing. They have defense attorneys telling their clients to not do Community Sentencing because they will make you do too much stuff. Then they advise their clients to do regular probation convincing them it is a better way. It becomes a battle for the minds of the offender to convince them to come into these programs over the advice of their attorneys. Certain types of people out there have 6 or 8-time felony convictions and need to be in prison not in this program. Those people are all too willing to say, "Yeah, I'll take Community Sentencing."

His response to that was, "Dude, you should have thought of that about 5 felony convictions ago."

He will encourage offenders early in their criminal careers to take advantage of Community Sentencing to break their criminal cycle.

He does not want to fill this program with people that need to go to prison.

The defendants are doing more time to get out of doing the programs. It is the craziest thing Mr. Mashburn has seen, but it is happening exactly that way.

Vice-Chairman Stacy said, "And that is why our numbers are going up at the County Jail."

Woody Glass asked about doing some educational opportunities to educate the defense lawyers by sitting down to explain the program to them and hopefully turn the tide.

Alex Lane said that defense lawyers know exactly what is going on and they know all about the programs and as long as DOC is a revolving door it won't change.

It's easier to do the time than to do probation.

Greg Mashburn shared a story about a meth distributor sentenced to 11 years in prison and released after twelve months on an ankle monitor. He was caught again on two new charges of distribution of meth while wearing his ankle monitor and for raping a girl. Now he has two new felony cases on top of the 11-year sentence. He said DOC is not doing anything wrong other than trying ways to deal with their population, but the early release gives less of an incentive to comply with these programs, so naturally; they are going to take the quickest route to get back to doing what they were doing and the defense lawyers are advising them to do it that way. It's not in the best interest for anyone concerned.

4. DOC Officer Dawn Thatcher gave a **Supervision overview and absconder status report** on Court Related Services. She said that her numbers were consistent for the last three months.

Greg Stroud reported that three individuals are going to college full time at OCCC and are a success story in that area. In December, a lot of incentives were given out to people who are doing well in the program.

5. Deborah Cox **reported on current fiscal year budget, expenditures, sentencing,** and any other program information updates. She explained the Admin Fee Fund to the new Committee members by saying that the people in the program pay a fee of \$20.00 per month to be in the program. It is deposited in a fund that is used to enhance the program.

B. No **new business** to report at this time.


C. No discussions by **Council Members** about **Community Correction Business**.

D. No **comments** from the **public** were made.

E. There being no further business to come before the Board, Ed Copelin moved to **adjourn**.
Tammy Belinson seconded the motion.
The ayes have it and the meeting is adjourned at 8:50 AM.
Motion carried.

(Clerk's note: Agenda posted on Wednesday, **January 15, 2020, @ 8:00 AM.**)

COMMUNITY CORRECTIONS PLANNING COUNCIL
CLEVELAND COUNTY, OKLAHOMA



Dave Stockwell, Chairman

ATTEST:



Tammy Belinson, County Clerk and Secretary to the Board

Minutes Prepared by: 

Deputy County Clerk

