Incompetent to Stand Trial
Solutions Workgroup

August 17, 2021
Members

Chair: Stephanie Clendenin, Director, California Department of State Hospitals (DSH)

Members:
- Stephanie Welch, Deputy Secretary of Behavioral Health, California Health and Human Services Agency
- Nancy Bargmann, Director, California Department of Developmental Services
- Adam Dorsey, Program Budget Manager, California Department of Finance
- Brenda Grealish, Executive Officer, Council on Criminal Justice and Behavioral Health, California Department of Corrections and Rehabilitation, Office of the Secretary
- Tyler Sadwith, Assistant Deputy Director, Behavioral Health, California Department of Health Care Services
- Brandon Barnes, Sheriff, Sutter County Sheriff’s Office
- John Keene, Chief Probation Officer, San Mateo County & President-Elect, Chief Probation Officers of California
- Stephanie Regular, Assistant Public Defender, Contra Costa County Public Defender Office & Co-Chair of the Mental Health Committee of the California Public Defender Association
- Veronica Kelley, Director, San Bernardino County Department of Behavioral Health & Board President, California Behavioral Health Directors Association
- Josh Gauger, Legislative Representative, Administration of Justice, California State Association of Counties
- Scarlet Hughes, Executive Director, California Association of Public Administrators, Public Guardians and Public Conservators
- Jessica Cruz, Executive Director, National Alliance of Mental Illness – California
- Pamila Lew, Senior Attorney, Disability Rights California
- Francine Byrne, Judicial Council of California
- Jonathan Raven, Chief Deputy District Attorney, Yolo County

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Ground Rules

• **Statute outlines the goals of this workgroup:**
  • Our charge is to generate actionable ideas and solutions to advance alternatives to placement in DSH restoration of competency programs, not to provide oversight.
  • We must submit recommendations to CHHS and the Department of Finance on or before November 30, 2021, for short-term, medium-term, and long-term solutions.

• **Process for Meetings:**
  • Keep the discussion moving forward toward solutions
  • This is not an oversight or voting group. Goal is to generate ideas and solutions.
  • Be brief and brilliant. Keep the discussion moving to allow for new ideas from all group members
  • Raise your hand on Zoom to indicate that you have a question or comment to share
Workgroup Structure

• Full 16 Member Workgroup will meet Monthly (twice in August, monthly thereafter through November).
  • One alternate for each member may be identified, as needed.
  • Alternates will attend as public members unless filling in for absence of the appointed member.

• Sub-Workgroups on specific topics will meet at least monthly through October.

• All meetings of the full work group and any sub-workgroups are subject to Bagley-Keene open meeting act requirements.
Public Comment

- Public Comment will be taken on any item on the agenda
- There are 3 ways to make comments:
  - Raise hand on zoom to speak – please keep comments to 2 min.
  - Type comment in chat function
  - Email comment to ISTSolutionsWorkgroup@dsh.ca.gov
Workgroup Goals:

• Meaningful, actionable, and sustainable solutions that:
  • Improve the lives of individuals with serious mental illness
  • Break the cycle of criminalization
  • Reduce the number of individuals found IST on felony charges (FIST)
  • Facilitate timely access to treatment in the appropriate setting for those who become FISTs
  • Advance alternatives to state hospitalization
Challenges and Solutions Discussion

• Objectives laid out in statute to brainstorm:
  
  • Reduce felony incompetent to stand trial (FIST) recidivism
  • Increase FIST treatment capacity
  • Increase FIST diversion
  • Reduce FIST length of stay
  • Reduce number of FISTs
  • Increase access to treatment before transfer to a restoration of competency program