

LAW ENFORCEMENT ASSISTED DIVERSION (LEAD)

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WHAT IS LEAD?

“LEAD’s goal is to improve public safety and public order, and to reduce the criminal behavior of people who participate in the program.”



NATIONAL SUPPORT BUREAU



WHAT IS LEAD?

Community-based diversion program for people whose criminal activity is due to behavioral health issues

- Arrest diversion for low level offenses
- Social contact referral (HELP Honolulu)
- Law enforcement is the primary portal for referral into the program



GOALS OF LEAD



1. REORIENT

government's response to safety, disorder, and health-related problems



2. IMPROVE

public safety and public health through research based, health-oriented and harm reduction interventions



3. REDUCE

the number of people entering the criminal justice system for low level offenses related to drug use, mental health, sex work, and extreme poverty



4. UNDO

racial disparities at the front end of the criminal justice system



5. SUSTAIN

funding for alternative interventions by capturing and reinvesting justice systems savings



6. STRENGTHEN

the relationship between law enforcement and the community



Exploring

AZ Pima County
 CA Marin County
 CA San Diego
 CA Santa Barbara County
 CA Santa Clara
 CO Denver
 CO Pueblo
 CT Hartford
 DE Wilmington
 FL Jacksonville
 IL Chicago
 MA Boston
 MA Cambridge
 MA New Bedford
 MA Worcester
 MI Washtenaw County

Developing

CA Contra Costa County
 CA San Joaquin County
 CT New Haven
 HI Honolulu
 KY Louisville
 LA New Orleans*
 NC Statesville
 NC Waynesville
 NY Brooklyn*
 WA Thurston County
 WI Madison

Launching

CA San Francisco
 CA Los Angeles
 GA Atlanta*
 WA King County

LEAD SEATTLE OUTCOMES

- Independent evaluation by University of Washington research team
 - » Non-randomized control design showing causation.
 - » Compared to control group jailed & prosecuted as usual, LEAD participants were 58% less likely to be arrested after program involvement.
 - » Program cost less than system-as-usual processing, with savings estimated conservatively; and costs can fall further (now about \$350/month per participant).



OUTCOMES FROM SEATTLE LEAD

LEAD SERVICES AS OF APRIL 2016

Total Enrolled Clients 338

Homeless 82%

FOR HOMELESS LEAD PARTICIPANTS:

Housed in permanent housing 40%

Housed in long-term transitional recovery housing 33%

Ever sheltered in motels/shelters (55% 1st yr \$) 80%



OUTCOMES FROM SEATTLE LEAD

Received basic need support (Food or Clothing)	90%
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Set and achieved a case management goal while in LEAD:

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|--|-----|
| • Completed individualized goal plan & achieved at least one | 84% |
| • Received chemical dependency treatment | 55% |
| • Engaged in mental health treatment | 49% |
| • Received non-urgent medical care (not in ER) | 55% |
| • Received legal assistance | 64% |
| • Received assistance with public benefits | 61% |
| • Received assistance with ID | 54% |



OUTCOMES FROM OTHER LEAD PROGRAMS

- Santa Fe, NM:
 - » 76% of referrals are participating in the program.
 - » 2 out of every 5 LEAD participants are engaging in Medication-Assisted Treatment.
- Albany, NY:
 - » 46 officers received 8 hours of special training on diversion.

BREAKING THE CYCLE

Increased law enforcement discretion and linkage to services to break the cycle of incarceration.



LEAD PILOT IN HAWAII

- LEAD hui of 30 agencies meeting for a year and half
- LEAD National Support Bureau Director site visit early 2016
- HB100 – 200K for pilot included in Governors budget
- Funding through DOH/ Alcohol and Drug Abuse Division



LEAD HAWAII HUI

- ACLU – Hawaii Chapter
- ALEA Bridge
- CARE Hawaii
- City and County of Honolulu
- Community Alliance on Prisons
- CHOW Project
- Drug Policy Forum of Hawaii
- Harm Reduction Hawaii
- Harm Reduction Services Branch, Hawaii State Dept. of Health
- Hawaii Appleseed
- Hawaii Substance Abuse Coalition
- Helping Hands Hawaii

- Hina Mauka
- Institute for Human Services
- Ku Aloha ola Mau
- Mental Health America of Hawaii
- Mental Health Kokua
- Partners in Care
- PHOCUSED
- State Office of the Public Defender
- The Salvation Army ATS-FTS
- Susannah Wesley Community Center
- UH Office of Public Health Studies
- We are Oceania
- Waikiki Health



LEAD PILOT IN HAWAII

- Chinatown, Honolulu Police Department District 1, Sector 1 (150, 151, 152, 154)
 - Unanimous support from Chinatown Neighborhood Board
 - Unanimous City Council Resolution
- Draft inclusion and exclusion criteria
- HPD warm handoff to LEAD case manager within 30 minutes



LEAD PILOT IN HAWAII



LEAD INCLUSION/EXCLUSION

- Honolulu Police Officers have ultimate discretion to determine if someone is referred to LEAD
- LEAD enhances their discretion and gives law enforcement additional options



PROPOSED DIVERSION ELIGIBLE OFFENSES

Section	Statute	Description	Degree	Penalty
708	813	Criminal trespass (state and city)	1	M
	814	Criminal trespass	2	P
	814.5	Criminal trespass public parks		P
	814.7	Criminal trespass on state land	3	F
	829	Criminal littering		P
712	1242	Promoting Dangerous Drugs	2	F
	1243	Promoting Dangerous Drugs (Meth, Cocaine, Heroin, etc)	3	F
	1246	Promoting a harmful drug	3	M
	1246.5	Promoting a harmful drug (Steroids/Non-Narcotic Prescription meds)	4	M
	1248	Promoting a detrimental drug	2	M
	1249	Promoting a detrimental drug (Marijuana)	3	P
329	43.5	Drug Paraphernalia (Pipes, syringes, scoops, etc)	(HPD – dep on drug)	F
291	3.3	Open Container		
<u>ROH</u>				
10	1.2(a) (12)	Park Closures		M
	1.2(a) (13)	Camping in park		M
	1.2(a) (14)	Failure to obey signage		M
	1.2(a) (15)	Using shopping cart		M
29	15A	Sitting or Lying on Public Sidewalks Outside of Waikiki		P
29	15B	Sitting or Lying in Public Malls in the Downtown or Chinatown Area		P
40	1.3	Use of Intoxicating Liquors in Certain Public Places		Violation
40	24A.4	Urinating/Defecating Outside of Waikiki		P



PROPOSED EXCLUSIONS

- The amount of drugs involved exceeds what would be considered personal use amounts or reaches a trafficking threshold for that particular suspected controlled substance.
- The individual appears to exploit minors.
- The individual is a registered sex offender.
- The individual is suspected of promoting prostitution.
- The individual has a disqualifying criminal history such as:
 - » In the last 10 years: Any conviction for homicide, voluntary manslaughter, vehicular homicide, aggravated arson, aggravated burglary, all robbery, all abduction and kidnapping, all human trafficking, all sex offenses (excluding prostitution), child abuse and any conviction.
 - » involving firearms or deadly weapons (or attempt of any crime listed here).
- The individual has an open case in a City and County of Honolulu Specialty Court



COMPLEMENTARY PROGRAMS

1. HELP Honolulu

-Community-based support service program that partners HPD and outreach workers in HPD District 1.

2. Adult Mental Health Division (AMHD) “Jail Diversion Program”

-Pre- and post-booking program that diverts people with severe mental illness from incarceration

- HPD Psychologists
- AMHD Diversion pilot with IHS



COMPLEMENTARY PROGRAMS

3. Community Outreach Court

Post-booking program that seeks to clear minor offenses for eligible persons to facilitate linkages to housing and other services.

- » Collaboration between Public Defender and Prosecutor's office



REFERENCES

- Beckett, K. (2014). Seattle's Law Enforcement Assisted Diversion Program: lessons learned from the first two years. Unpublished reported commissioned by the Ford Foundation.
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- Collins, S. E., Lonczak, H. S., & Clifasefi, S. L. (2017). Seattle's Law Enforcement Assisted Diversion (LEAD): Program effects on recidivism outcomes. Evaluation and Program Planning, 64, 49-56.
- Albany LEAD Policy Coordinating Group (2017). Report to Albany on the LEAD Program: One-Year Anniversary. Katal Center for Health, Equity, and Justice.
- Santa Fe LEAD (2016). Harm Reduction. Retrieved from <https://www.lead-santafe.org/harm-reduction>



MAHALO!

- LEAD Hui meets 2nd and 4th Mondays at 3pm
- For more info visit www.chowproject.org/lead

