

PRE-FILE DIVERSION PROGRAM FACT SHEET

PROGRAM OBJECTIVE

- Divert individuals detained for misdemeanors and non-serious/non-violent felonies to community supports in lieu of the filing of criminal charges, prosecution and transport to County jail.
- This program addresses **Intercept 2** of the Sequential Intercept Model: *Initial Detention & Filing Decision*.

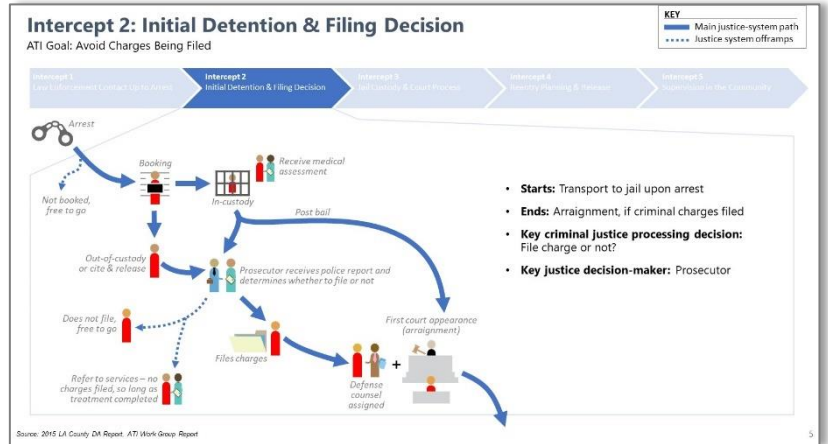
PROGRAM METRICS & DESIRED OUTCOMES

- Reduction in arrest rates for all individuals and individuals with substance use and mental health needs
- Fewer arrests among populations most disproportionately represented
 - Black women
 - Latinx women
 - Black men
 - Individuals with substance use and mental health needs
 - Transgender individuals
- Decrease in costs related to incarceration
- Reduction in court costs associated with the prosecution
- Reductions in recidivism rates for participants
- Increase service linkage rates for justice involved individuals
- Program completion rates

The ATI Office will be collecting data and tracking these results ongoing, to ensure these outcomes are achieved.

HOW DOES THE PROGRAM WORK?

- At police station and prior to transport to County jail, individuals are screened by law enforcement agencies, using screening tool developed by prosecuting agencies (pictured below), to determine eligibility based on arresting offense and past criminal history as well as need (has a mental health or substance use disorder, and/or houseless).
- If deemed eligible, participant will be referred to onsite service provider, who will immediately (1) assess the individual, (2) identify the appropriate treatment and services needed, (3) arrange for the provision of the treatment and services, and (4) transport the participant to treatment facility, housing, etc. as needed.
- Service Provider develops individualized care plan and provides case management, plus housing and service linkage for each participant. Care plan includes program components and suggested program duration period (only the latter shared with prosecuting agency).
- Program components will include a plan to restore harm caused to any identified victim(s), including restitution, where feasible.
- Culturally competent programming will consider the participant's racial, ethnic and religious background as well as the participant's sexual orientation and gender identity.



- Service Provider informs prosecuting agencies within 48 hours if participant leaves program prior to completion, at which point prosecuting agencies will determine the appropriate response. Service Provider also provides prosecuting agency with notice of program completion.
- Filing of police report by prosecuting agency will be held in abeyance for a period depending on individualized care plan developed for participant - in most instances, no more than 3 months for misdemeanors and nine months for felony allegations. When the Service Provider notifies prosecuting agencies that participant has substantially completed program, police report is archived and not acted upon, and no criminal charges are filed for the alleged incident which led to the participant's arrest.

PARTICIPANT ELIGIBILITY

- Target population for this program includes individuals facing one or more of the following situations:
 - Mental Health Disorder
 - Substance Use Disorder
 - Unhoused
- Diversion is available to those detained for misdemeanors and non-serious/non-violent felonies. Excluded from consideration are people arrested for the following offenses:
 - Sex offense/offender
 - Arson
 - Violent crime/history of violence
 - Domestic violence/stalking
 - Vehicle-related misdemeanors, or DUI
 - Outstanding warrants

PILOT DETAILS

- Program will launch first at LAPD 77th at 6am on June 14.
- At least one service navigator from SSG/Project 180 will be onsite at 77th 24 hours, 7 days a week (3 shifts per day starting from 6am-2:30pm, 2pm-10:30pm and 10pm-6:30am)
- Long Beach and Pomona PD are likely to follow suit next (around July)
- First 10 stations in the program pilot¹:

LAPD

- 77th
- Metro
- Valley

LASD

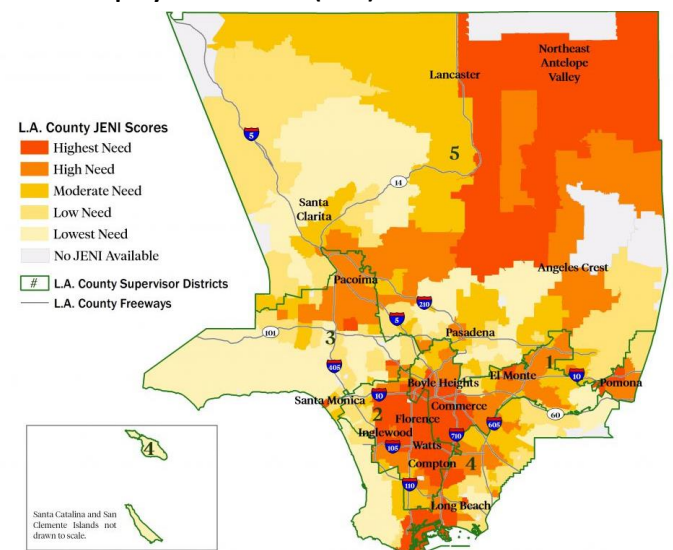
- Century/Compton
- Carson
- Lancaster
- East LA

Other PDs

- Long Beach
- Santa Monica
- Pomona

- Data-driven approach to selecting the first 10 pilot sites: arrest volume from 2019 (pre-COVID) revealed that more than 50% of arrests came from just 8 booking stations in LA County (including 6 sites above)
- Additional data from the Advancement Project's Justice Equity Needs Index, aka JENI (see map to the right) and Million Dollar Hoods, further pinpointed zip codes most negatively impacted by detention-first policies

Justice Equity Needs Index (JENI) 2019



Credit: Advancement Project California; Justice Equity Needs Index; advancementprojectca.org, 2019 (link [here](#) to actual JENI)

¹ Looking also to add LAPD Hollywood in future expansion of the program and currently exploring funding to allow for expansion