

C19 Adopt a resolution which authorizes expenditures for Jail Based Competency Treatment program (Program) related items for positive reinforcement and to incentivize inmates to participate in the Program.

STAFF REPORT

BOARD MEETING DATE:

May 27, 2025

CATEGORY:

Consent Calendar 19

SUBJECT:

Adopt a resolution which authorizes expenditures for Jail Based Competency Treatment program (Program) related items for positive reinforcement and to incentivize inmates to participate in the Program.

DEPARTMENT:

Sheriff-Jail

SUPERVISORIAL DISTRICT #:

All

DEPARTMENT CONTACT:

Dale Marlar, Correctional Lieutenant, (530) 245-6134

STAFF REPORT APPROVED BY:

Michael L. Johnson, Sheriff

Vote Required?

Simple Majority Vote

General Fund Impact?

No Additional General Fund Impact

RECOMMENDATION

Adopt a resolution which authorizes expenditures for the Jail Based Competency Treatment (JBCT) program (Program) related items for positive reinforcement and to incentivize inmates to participate in the Program not to exceed \$10,000.00 per Fiscal Year.

DISCUSSION

On November 15, 2016, the Board of Supervisors adopted Resolution No. 2016-134 which designated the County Jail as a treatment facility for the sole purpose of administering antipsychotic medications to persons found mentally incompetent and unable to provide informed consent. The 2016 resolution enacts Penal Code 1369.1 in Shasta County and allows such treatment to be provided.

In 2017, the Sheriff's Office began discussion with the Shasta County Superior Court to bring the JBCT to the Shasta County Jail due to the increasing number of inmates who potentially qualify for the program and can seek restoration treatment sooner than the current timeline the Dept. of State Hospitals (DSH) can provide. This program, founded by Dr. Jay Holden's treatment model contract through Wellpath, was highly sought after due to its high inmate patient competency restoration success rate.

In 2018, the Sheriff's Office discussed this program with DSH and a behavioral health consultant, and after several months of discussion, the Sheriff's Office decided to move forward with this agreement. This agreement is between the Shasta County Sheriff's Office and DSH. The County is currently in process of finalizing a renewal agreement with a behavioral health consultant to continue to provide competency restoration to patient inmates who are found by the courts to be Incompetent to Stand Trial (IST) under Penal Code section 1370.

Since March 24, 2020, the DSH has provided funding for the operation of the JBCT program at the Shasta County Jail which includes reimbursement for program related items that will be used to provide positive reinforcement and incentivize inmates to participate in the program. This JBCT program will shorten the length of stay of misdemeanor and felony inmate patients in the Shasta County Jail by not having to transport patient inmates to other facilities. The recommended resolution will provide more clarity for authority to pay specialty expenditures related to the inmate incentivization aspects of JBCT.

ALTERNATIVES

The Board may choose to request changes to the terms and conditions of this resolution, may choose to delay approval for this resolution until a later date, or may choose not to approve this resolution which would result in the delay or halting of replenishment supplies provided for the JBCT program.

OTHER AGENCY INVOLVEMENT

County Counsel has approved the agreement as to form. The Recommendation has been reviewed by the County Administrative Office.

FISCAL IMPACT

The Agreement between County and Department of State Hospitals provides for reimbursement, up to \$10,000 per fiscal year for “replenishment” which includes program related expenditures for positive reinforcement and to incentivize inmate participation in the JBCT program.

ATTACHMENTS:

1: Resolution JBCT Purchases

RESOLUTION NO. 2025-XXX

**A RESOLUTION OF THE BOARD OF SUPERVISORS
OF THE COUNTY OF SHASTA
AUTHORIZING APPROVAL OF EXPENDITURES IN SUPPORT OF THE SHASTA
COUNTY JAIL-BASED COMPETENCY TREATMENT PROGRAM**

WHEREAS, on November 15, 2016, with the concurrence of the County Mental Health Director, the County Sheriff, and the Shasta County Board of Supervisors, the Board adopted Resolution No. 2016-134 designating the County Jail as a treatment facility for the sole purpose of administering antipsychotic medications to persons found mentally incompetent and unable to provide informed consent; and

WEHERAS, in 2017, the Sheriff's Office began discussions with the Shasta County Superior Court to bring a program of Jail-Based Competency Treatment (JBCT) to the Shasta County Jail due to the increasing number of inmates who potentially qualify for the program and can seek restoration treatment sooner than the current timeline for the restoration by the California Department of State Hospitals (DSH) can provide; and

WHEREAS, since March 24, 2020, the DSH has provided funding for the operation of the JBCT program at the Jail which includes reimbursement of positive reinforcement and incentivizing expenditures; and

WHEREAS, the Board of Supervisors does hereby support the JBCT program and approves the Sheriff, or his or her designee, to incur expenditures and make specialty purchases intended to provide positive reinforcement or incentivize participants to participate in the program. Such specialty purchases can include, but are not limited to, exercise equipment, snacks and drinks, food preparation equipment, commissary items, etc. All non-disposable equipment purchased under the program will be retained for use by the program.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of the County of Shasta authorizes expenditures which are used to provide positive reinforcement and incentivize inmates in the JBCT program not to exceed \$10,000 per Fiscal Year.

DULY PASSED AND ADOPTED this 27th day of May, 2025, by the Board of Supervisors of the County of Shasta by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:
RECUSE:

KEVIN W. CRYE, CHAIR
Board of Supervisors
County of Shasta
State of California

Resolution No. 2025-

May 27, 2025

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ATTEST:

DAVID J. RICKERT

Clerk of the Board of Supervisors

By: _____
Deputy

APPROVED AS TO FORM:

JOSEPH LARMOUR

County Counsel

Signed by:
By: Ryan Hurley
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