

Psychiatric Security Review Board (PSRB)

Program Overview

- **Juliet Britton, J.D.**, Executive Director
- **Elena Balduzzi, Psy.D.**, Board Chairperson

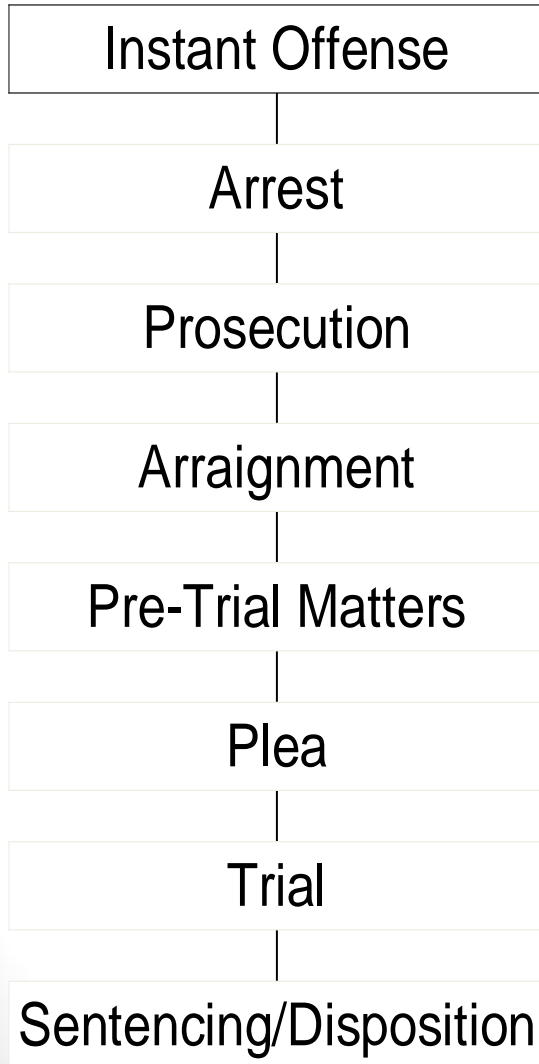
What Does PSRB Do?

- Supervise adults & youth who assert the insanity defense to criminal charges in court
 - Guilty Except for Insanity (GEI)
 - Responsible Except for Insanity (REI)
- Supervise those adults with a mental illness resistant to treatment who need supervision and monitoring (ORS 426)
- Conduct Relief Hearings for those who request restoration of firearm privileges due to a previous mental health adjudication (ORS 166)
- Currently implementing a sex offender designation/relief program (ORS 163A)

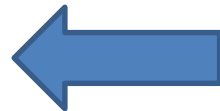
What We Don't Do

1. Supervise .370 or “Aid and Assist” defendants
2. Provide Clinical Services
3. Fund treatment and supervision

Pathway Into Criminal Commitment



- ▶ Difficulty in jail
→ Judge declares incompetent to proceed w/ case
“.370” →
- ▶ Usually sent to hospital → Back to jail → Eval then Finish case



- ▶ Guilty Except for Insanity

History of PSRB

- When?
- Why Then?
- Why Now?
- Mission is public safety and community reintegration

Adult Panel & Juvenile Panel:

- 10 member. Part-time. Multi-disciplinary.
 - 2 psychiatrists
 - 2 psychologists
 - 2 attorneys experienced in criminal practice
 - 2 parole/probation officers
 - 2 public members
- In addition to Board responsibilities, virtually all Board Members maintain FT employment
- Board Member stipend per day: \$358
- Conduct hearings weekly—over 600 last year
- 11 FTE, \$2.98 million 2017-19 Governor's Request Budget

How the Board Meets Objectives

1. Conducts timely hearings to make necessary determinations regarding each patient
2. Oversees conditional release of patients
3. Works collaboratively with OHA/DHS and community mental health providers to ensure adequate continuum of treatment and residential services are available
4. Conducts outreach with a multitude of stakeholders to lessen the barriers for GEI patients to integrate fully into the community setting

GEI Snapshot

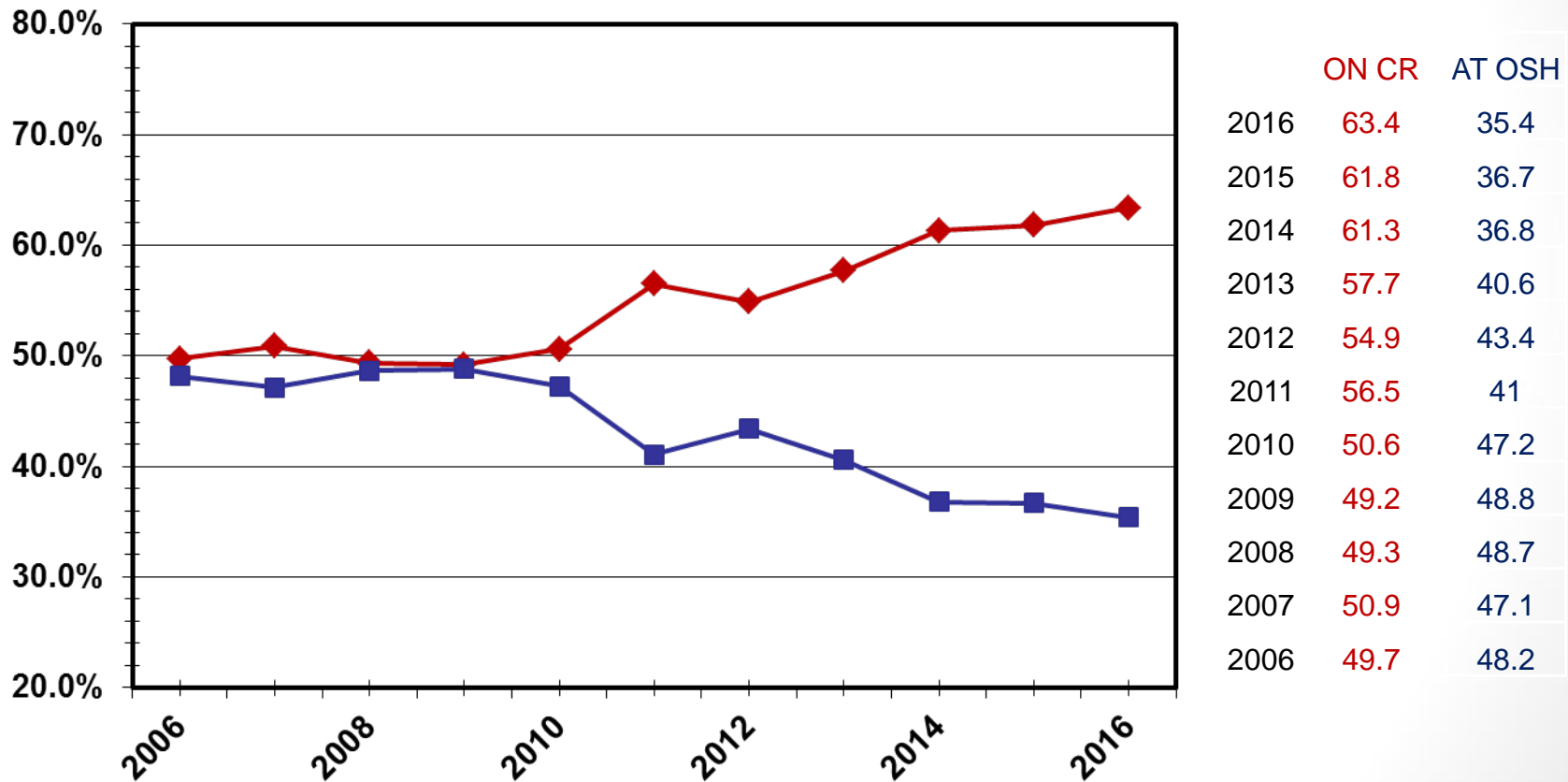
Majority live in the Community

207 GEI Patients at Oregon State Hospital

374 PSRB patients on conditional release

581 **TOTAL**

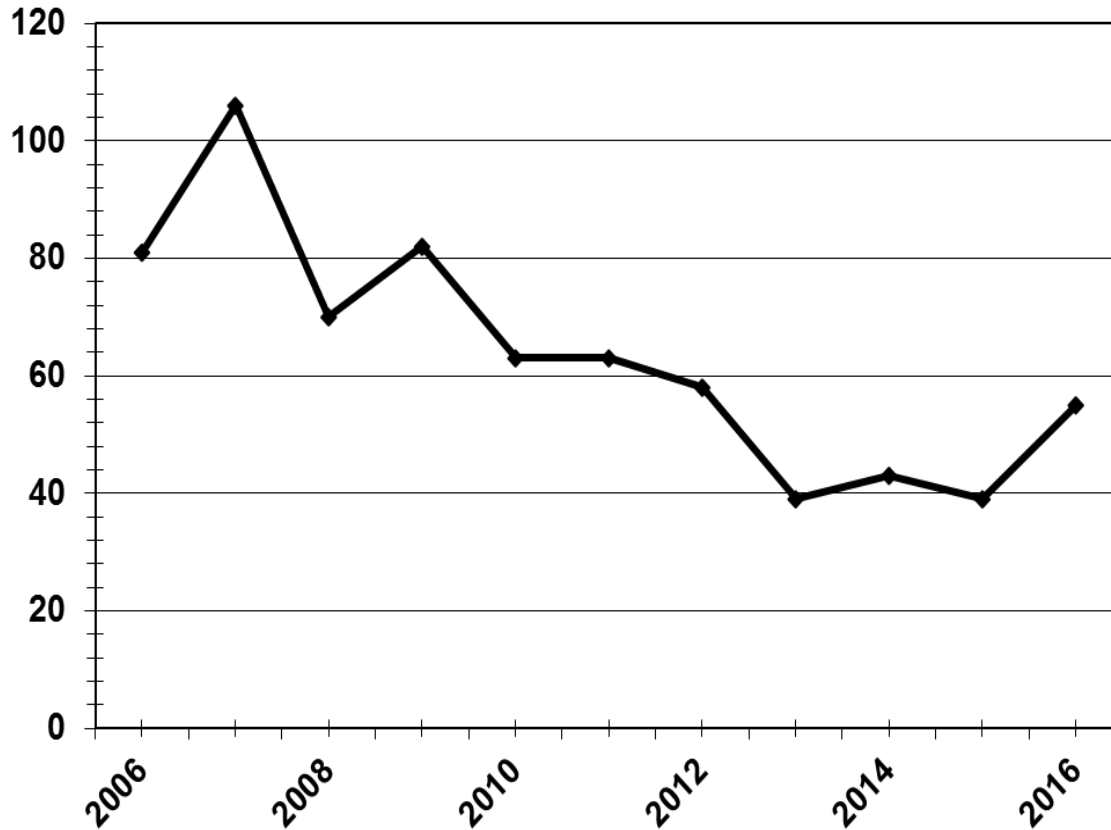
Percentage of GEI patients on Conditional Release vs in OSH



Numbers approximate as of 12/31 of given year

New GEI patients

(by Year)



| | | |
|------|-----|--------------|
| 2016 | 35 | PSRB/20 SHRP |
| 2015 | 26 | PSRB/13 SHRP |
| 2014 | 23 | PSRB/20 SHRP |
| 2013 | 25 | PSRB/14 SHRP |
| 2012 | 36 | PSRB/22 SHRP |
| 2011 | 63 | |
| 2010 | 63 | |
| 2009 | 82 | |
| 2008 | 70 | |
| 2007 | 106 | |
| 2006 | 81 | |

As of 1/1/2012, SB 420 divided GEI between PSRB and SHRP

A “Day in the Life” of a PSRB patient on Conditional Release

- 20 hrs./week structured activity provided by Community Mental Health Agencies
 - Licensed Residential Housing
 - Supported Housing
 - Rental assistance
 - Medication management
 - Individual therapy
 - Substance abuse/self-help groups
 - Random urinalysis testing (UAs)
 - Peer support groups
 - Skills training (public transportation, money mgt., cooking, laundry, shopping)
 - Group therapy
 - Supported employment

% of Conditional Releases Maintained in the Community per Month

| | Avg on CR | Avg Revocations | Percentage | Target |
|------|-----------|-----------------|------------|--------|
| 2011 | 402.50 | 2.25 | 99.44% | 95% |
| 2012 | 400.25 | 3.42 | 99.15% | 98% |
| 2013 | 383.75 | 2.25 | 99.41% | 98% |
| 2014 | 385.83 | 3.16 | 99.18% | 99% |
| 2015 | 376.50 | 2.66 | 99.29% | 99% |
| 2016 | 369.42 | 2.33 | 99.37% | 99% |

Data is represented by percentage maintained—higher is better

Adult Recidivism Rate

Percentage of Clients on Conditional Release Convicted
of a New Felony or Misdemeanor

| | On CR * | New Felonies or Misdemeanors | Percentage | Target |
|------|---------|---------------------------------|------------|--------|
| 2011 | 483 | 2 | 0.41% | 5.00% |
| 2012 | 485 | 5 | 1.03% | 3.20% |
| 2013 | 457 | 4 | 0.88% | 3.20% |
| 2014 | 458 | 1 | 0.22% | 3.00% |
| 2015 | 446 | 0 | 0 | 3.00% |
| 2016 | 442 | 1 | 0.23% | 0.75% |

Average=0.46%

*CRs in effect during the calendar year

Data is represented by percentage—lower is better

% of Hearings Scheduled Within Statutory Timelines

| | Full Hearings | Late Hearings | Percentage | Target |
|------|---------------|---------------|------------|--------|
| 2011 | 384 | 69 | 82.03% | 85% |
| 2012 | 326 | 21 | 93.56% | 85% |
| 2013 | 337 | 8 | 97.63% | 85% |
| 2014 | 344 | 7 | 97.97% | 95% |
| 2015 | 277 | 4 | 98.56% | 95% |
| 2016 | 299 | 5 | 98.33% | 97% |

Data is represented by on-time percentage—higher is better

Results

- Continued to fulfill mandate to protect the public as evidenced by 0.46% recidivism rate
- Maintained 99% of adult patients safely in the community despite having a higher percentage of patients on conditional release than last biennium
- GEI Census at OSH decreased 30.4% in last 5 years

Major Initiatives in 2017-19

- Continue solid public safety record
- Manage increased percentage of patients on conditional release
- Complete risk classification of sex offenders
- Collaborate with OHA/DHS and OSH to improve OSH “back door” barriers
- Training Program for Partner Agencies

Challenges for the Board

- Ability to manage demands of system within current resources
- Uncertain future of Medicaid Funding
- Operating environment routinely includes misconceptions of those with mental illness, assumptions about PSRB patients
 - Rental Housing Barriers
 - Employment Barriers
- Addressing the widely disparate expectations of stakeholders

Opportunities for the Board

- Use the lower GEI caseload to implement process improvement
- Implement community outreach regarding safety and effectiveness of conditional release as well as its cost savings
- Provide input to OHA and county mental health agencies regarding residential and clinical services needed (e.g. aging population)
- Assist local communities as they look for ways to safely manage their forensic populations

2017 Proposed Legislation (No Fiscal)

1. **SB 63**–Administrative Clean up Bill
2. **SB 64**–Amends Stigmatizing Statutory Language
3. **SB 65**–Creates a Restorative Justice Program
4. **SB 66**–Requires Court to Provide Notification in
GEI and Civil Commitment Cases

2017-19 Governor's Recommended Budget

- Current Service Level- \$2.9 million GF/11 FTE
- Will provide the Board the resources for staff to manage their current workload within a 40 hour work week
- Any new legislation would potentially need to provide workload resources
- Request removal of the youth recidivism performance measure

Questions?