

# **My Loved One Is in the County Jail—Now What?**



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**&**

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# How do I determine whether or not my loved one is in custody?



- VineLink ([www.vinelink.com](http://www.vinelink.com)) – Access to Information & Notification for Offender Custody Status
- Multnomah County Sheriff's Office Website (<http://www.mcso.us/public/>) – Follow link to Online Inmate Data
- <http://pdxmugshots.com>

# My loved one is in Multnomah County Jail— Now What?



- **First: Please practice good self-care!**
- **Call 503.988.3689:**
  - Ask to speak with the counselor assigned to the unit where your loved one is currently housed, medical staff, and/or a mental health consultant
  - Provide as much information as possible regarding diagnosis, medications, community service providers, suggestions on how to communicate with individual, urgent medical conditions, history of suicide attempts/ideation, any other pertinent information

# Please Remember!



**STAFF CAN RECEIVE INFORMATION FROM  
FAMILY MEMBERS BUT CAN NOT PROVIDE  
ANY INFORMATION REGARDING THE  
CLIENT'S STATUS UNTIL THAT PERSON HAS  
SIGNED A RELEASE OF INFORMATION!!**

# My loved one is in Multnomah County Jail— Now What?



- **Staying in contact with your loved one can be very beneficial. You Can:**
  - **Set up a phone account through Securus (1.800.844.6591) so your loved one can call you collect**
  - **Send mail: name, SWIS #, address of facility**
    - ✦ **MCDC (Detention Center): 1120 SW 3rd, Portland OR 97204**
    - ✦ **MCIJ (Inverness Jail): 11540 NE Inverness Dr, Portland OR 97220**
  - **Send books and/or magazines**
    - ✦ **Must be sent from publisher or retailer (Amazon, Powell's, Barnes & Noble, etc...)**
  - **Visit your loved one at the facility**
    - ✦ **Incarcerated person needs to submit a visiting list**
    - ✦ **Currently visitation is only on Saturday/Sunday (unless traveling from out-of-state)**
    - ✦ **Or, you can leave a 'pink memo' for your loved one**

For more information, please visit [www.mcso.us/public](http://www.mcso.us/public)

# What services are provided?



- Mental health screening is done at booking – housing is determined based on the information provided (i.e. Psychiatric Infirmery, Acute Mental Close, Mental Close)
- Corrections Health is notified if indicated by mental health screening and/or behavior at booking
- Inmate can submit Medical Request Form (MRF) for Corrections Health to access medical care and/or medication management (Psychiatrist, Psych Nurse Practitioners, Doctor, Dentist, Mental Health Consultants)

# Please Remember!



**MEDICATION IS AVAILABLE FOR ALL INDIVIDUALS IN CUSTODY BUT IT IS OPTIONAL. IN OTHER WORDS, WE CAN NOT FORCE MEDICATE. ALSO, IT TAKES TIME TO PRESCRIBE, ORDER, AND DISPENSE THE MEDICATION.**

# What services are provided?



- **Individuals can submit a Service Request Form (Kyte) to access services through the Corrections Counselor.**
  - Counselors visit the housing units on a daily basis
  - Provide counseling, crisis intervention, jail orientation, case management including transition and referral services, answer questions, liaison between inmate and community providers, courts, family members, etc...
  - Counselors can notarize documents including power of attorney, hold harmless, and release of property forms
  - Counselors facilitate/co-facilitate a variety of groups including NA, AA, DDA, Meditation, Anger Management, Emotions Management, and WRAP
- **Chaplain/Religious services are also available**

# Legal Terms and Definitions



- **Arraignment:** Typically held within 48 hours of arrest. During arraignment the defendant is formally charged, submits a plea, is assigned an attorney, bail is set, and conditions of release are defined by the Judge including referrals to release/diversion programs.
- **Bail:** The amount depends on the nature of the charges. In Multnomah County, an individual must post 10% of the bail amount to help ensure they will return for all court appearances. (ex. If bail is set at \$5,000, \$500 must be paid to the court.)
- **ORS 161.365 (Aid & Assist)**
  - **ORS 161.365: Procedure for determining issue of fitness to proceed**
    - ✦ If there is a question regarding whether or not a defendant is able to aid and assist in their own defense, the defense attorney can file an Aid & Assist motion and the Court can request a psychiatric evaluation to determine fitness.
      - Attorney can hire a qualified professional to conduct the evaluation in custody
      - Inmate can go to OSH for a one-day evaluation (must be done within 30 days)
- **ORS 161.370 (Treat until Fit)**
  - **ORS 161.370: Determination of fitness**
    - ✦ If it is determined that a defendant is unable to aid and assist, the court can order treatment until the defendant is fit to participate in the judicial process.
      - This primarily occurs at Oregon State Hospital (transported in 7 days or less)

# Legal Terms and Definitions



- **ORS 161.295 (Effect of Mental Disease or Defect: Guilty Except for Insanity)**
  - A person is guilty except for insanity if, as a result of mental disease or defect at the time of engaging in criminal conduct, the person lacks substantial capacity either to appreciate the criminality of the conduct or to conform the conduct to the requirements of law.
  - If found GEI of a misdemeanor involving physical injury or a felony, a person will be placed under the jurisdiction of the PSRB for a period of time equal to the maximum sentence he or she could have received.
- **PSRB**
  - Five members: psychiatrist, psychologist, member with parole or probation background, an attorney with criminal trial experience, and a member of the public.
  - After being placed under the jurisdiction of PSRB, a hearing must be held within 90 days to determine whether or not the individual should stay at OSH
  - After initial hearing, an individual can apply for discharge/conditional release once every 6 months
  - PSRB has the authority to return the individual to OSH for breaking any conditions of their release

<http://www.oregoncounseling.org/LawsRights/GuiltyExcpInsanity.htm>

**As always, please seek the advice of an attorney for more information!**

# Please Remember!



**JAIL STAFF CAN NOT SEND  
INDIVIDUALS TO OSH FOR  
TREATMENT WITHOUT A COURT  
ORDER.**

# Alternative Incarceration Programs



- **Pre-trial Supervision**

- PSP case managers and officers supervise defendants released prior to their court hearings which allows defendants an opportunity to remain employed, in school, continue health care services, (drug/alcohol/mental health treatment) and remain in their home while being monitored in the community.
- Typically misdemeanor charges

- **Close Street Supervision**

- Sheriff's Office pretrial release program.
- Deputies supervise defendants charged with Ballot Measure 11 crimes, Domestic Violence cases, and a select group of clients with mental health challenges
- Typically felony charges

# Alternative Incarceration Programs



- **Mental Health Court**

- Referrals can be made by attorneys, judges, probation officers
- To be eligible, defendants must:
  - not have a history of serious assaults
  - have one of the following Axis I diagnoses: schizophrenia, schizoaffective disorder, bipolar disorder, or major depression
- When a case goes to Mental Health Court, the defendant meets with a MH Court Monitor and creates a plan of action. Court hearings are scheduled regularly in front of the same Judge to support the individual and provide further assistance if needed. This provides offenders with mental health challenges the opportunity to stabilize and engage in treatment versus staying in jail.

- **Forensic Diversion Program**

- Often works in collaboration with PSP and/or Close Street
- Provides jail in-reach services and works to connect individuals with services in the community to maintain continuity of care
- If willing to participate in treatment, FDP can teach individuals their legal skills in the community versus them having to go to OSH on a 370 order

# More Resources



- **NAMI**
  - A Guide to Mental Illness and the Criminal Justice System
  
- **Children of Incarcerated Parents Booklet**
  - How to explain... Jails and Prisons... to Children
    - ✦ This booklet may help explain to children and families what it is like to have a mother, father, or other close family member who is incarcerated.
    - ✦ Created by Oregon Department of Corrections & Children of Incarcerated Parents Project
    - ✦ For 2010 Edition:  
[http://www.oregon.gov/DOC/PUBAFF/oam\\_booklet.shtml](http://www.oregon.gov/DOC/PUBAFF/oam_booklet.shtml) or  
[www.childrensjusticealliance.org/resources](http://www.childrensjusticealliance.org/resources)

# Thank you!



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