



Agenda

RACIAL JUSTICE OVERSIGHT BODY

February 17, 2022
1:00 p.m. to 3:00 p.m.

Join Zoom Meeting:

<https://zoom.us/j/93282719813?pwd=Y1g1TTdNVk1rWktFSDRLVDRpWGo0UT09>

Meeting ID: 932 8271 9813

Passcode: 713346

Join by Phone

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Enter the Above Meeting ID and Passcode

Diversion Subcommittee Meeting

1. **Welcome, Introductions & Announcements**
2. **Public Comment** on any item under the jurisdiction of the RJOB Diversion Subcommittee and not on this agenda.
3. **Approval of the Record of Actions** from the December 16, 2021 Diversion Subcommittee Meeting (**Attachment 1; See Pg. 3-5**) [VOTE]
4. **Discuss Work Plan Progress and Priorities for 2022** (**Attachment 2; See Pg. 6-7**) [VOTE]
5. **Review County Diversion Eligibility Criteria** (**Attachment 3; See Pg. 8-13**) [VOTE]
6. **Next Steps**
7. **Adjourn to Next Diversion Subcommittee Meeting:** March 17, 2022, 1:00 p.m. to 3:00 p.m.

☺ *The Office of Reentry & Justice will provide reasonable accommodations for persons with disabilities planning to attend Racial Justice Oversight Body meetings. Contact the person listed below at least 72 hours before the meeting.*

📁 *Any disclosable public records related to an item on a regular meeting agenda and distributed by the County to a majority of members of the Racial Justice Oversight Body less than 96 hours prior to that meeting are available for public inspection at 50 Douglas Drive, Suite 202, Martinez during normal business hours.*

✉ *Public comment may be submitted via electronic mail on agenda items at least one full workday prior to the published meeting time.*

For Additional Information Contact:

Patrice Guillory
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Patrice.Guillory@orj.cccounty.us

Glossary of Acronyms, Abbreviations, and other Terms (in alphabetical order):

Contra Costa County has a policy of making limited use of acronyms, abbreviations, and industry-specific language in its Board of Supervisors meetings and written materials. Following is a list of commonly used language that may appear in oral presentations and written materials associated with Board meetings:

| | | | |
|----------|---|------------|---|
| AB | Assembly Bill | HIPAA | Health Insurance Portability and Accountability Act |
| ABAG | Association of Bay Area Governments | HIV | Human Immunodeficiency Syndrome |
| ACA | Assembly Constitutional Amendment | HOV | High Occupancy Vehicle |
| ADA | Americans with Disabilities Act of 1990 | HR | Human Resources |
| AFSCME | American Federation of State County and Municipal Employees | HUD | United States Department of Housing and Urban Development |
| AICP | American Institute of Certified Planners | Inc. | Incorporated |
| AIDS | Acquired Immunodeficiency Syndrome | IOC | Internal Operations Committee |
| ALUC | Airport Land Use Commission | ISO | Industrial Safety Ordinance |
| AOD | Alcohol and Other Drugs | JPA | Joint (exercise of) Powers Authority or Agreement |
| ARRA | American Recovery and Reinvestment Act | Lamorinda | Lafayette-Moraga-Orinda Area |
| BAAQMD | Bay Area Air Quality Management District | LAFCo | Local Agency Formation Commission |
| BART | Bay Area Rapid Transit District | LLC | Limited Liability Company |
| BCDC | Bay Conservation & Development Commission | LLP | Limited Liability Partnership |
| BGO | Better Government Ordinance | Local 1 | Public Employees Union Local 1 |
| BOS | Board of Supervisors | LVN | Licensed Vocational Nurse |
| CALTRANS | California Department of Transportation | MAC | Municipal Advisory Council |
| CalWIN | California Works Information Network | MBE | Minority Business Enterprise |
| CalWORKS | California Work Opportunity and Responsibility to Kids | M.D. | Medical Doctor |
| CAER | Community Awareness Emergency Response | M.F.T. | Marriage and Family Therapist |
| CAO | County Administrative Officer or Office | MIS | Management Information System |
| CCHP | Contra Costa Health Plan | MOE | Maintenance of Effort |
| CCTA | Contra Costa Transportation Authority | MOU | Memorandum of Understanding |
| CCP | Community Corrections Partnership | MTC | Metropolitan Transportation Commission |
| CDBG | Community Development Block Grant | NACo | National Association of Counties |
| CEQA | California Environmental Quality Act | OB-GYN | Obstetrics and Gynecology |
| CIO | Chief Information Officer | O.D. | Doctor of Optometry |
| COLA | Cost of living adjustment | OES-EOC | Office of Emergency Services-Emergency Operations Center |
| ConFire | Contra Costa Consolidated Fire District | ORJ | Office of Reentry & Justice |
| CPA | Certified Public Accountant | OSHA | Occupational Safety and Health Administration |
| CPI | Consumer Price Index | Psy.D. | Doctor of Psychology |
| CSA | County Service Area | RDA | Redevelopment Agency |
| CSAC | California State Association of Counties | RJOB | Racial Justice Oversight Body |
| CTC | California Transportation Commission | RJTF | Racial Justice Task Force |
| dba | doing business as | RFI | Request For Information |
| EBMUD | East Bay Municipal Utility District | RFP | Request For Proposal |
| EIR | Environmental Impact Report | RFQ | Request For Qualifications |
| EIS | Environmental Impact Statement | RN | Registered Nurse |
| EMCC | Emergency Medical Care Committee | SB | Senate Bill |
| EMS | Emergency Medical Services | SBE | Small Business Enterprise |
| EPSDT | State Early Periodic Screening, Diagnosis and treatment Program (Mental Health) | SWAT | Southwest Area Transportation Committee |
| et al. | et ali (and others) | TRANSPAC | Transportation Partnership & Cooperation (Central) |
| FAA | Federal Aviation Administration | TRANSPAN | Transportation Planning Committee (East County) |
| FEMA | Federal Emergency Management Agency | TRE or TTE | Trustee |
| F&HS | Family and Human Services Committee | TWIC | Transportation, Water and Infrastructure Committee |
| First 5 | First Five Children and Families Commission (Proposition 10) | UCC | Urban Counties Caucus |
| FTE | Full Time Equivalent | VA | Department of Veterans Affairs |
| FY | Fiscal Year | vs. | versus (against) |
| GHAD | Geologic Hazard Abatement District | WAN | Wide Area Network |
| GIS | Geographic Information System | WBE | Women Business Enterprise |
| HCD | (State Dept of) Housing & Community Development | WCCTAC | West Contra Costa Transportation Advisory Committee |
| HHS | Department of Health and Human Services | | |



Agenda

RACIAL JUSTICE OVERSIGHT BODY

Diversion Subcommittee Meeting

RECORD OF ACTIONS

December 16, 2021

1:00 p.m. to 3:00 p.m.

Join Zoom Meeting:

<https://zoom.us/j/93282719813?pwd=Y1g1TTdNVk1rWktFSDRLVDRpWGo0UT09>

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Diversion Subcommittee Meeting

Subcommittee Members Present:

Tamisha Walker, Racial Justice Coalition, Safe Return Project, CBO Representative, Seat 1

Kira Faulkner, Probation Manager, on behalf of Esa Ehmen-Krause, Chief Probation Officer

Michael Pierson, CBO Representative, Seat 3

Stephanie Medley, Director of Education & Justice at the RYSE Center, CBO Representative, Seat 5 (Committee Chair)

Simon O'Connell, Chief Assistant District Attorney, on behalf of Diana Becton, District Attorney

Cheryl Sudduth, CBO Representative, Seat 7

Subcommittee Members Absent:

Louie Tirona, Acting Police Chief, City of Richmond

Ellen McDonnell, Interim Public Defender

Staff Present:

Monique Tate, Program Coordinator, Office of Reentry & Justice

Kristina Jackson, Planner/Evaluator, Office of Reentry & Justice

Melvin Russell, Assistant Chief of Probation (Joined at 1:30PM)

Ed Randle, Director of Field Services, Probation

Jill Ray, Field Representative, Supervisor Candace Andersen's Office (Joined at 1:29PM)

Others Present:

Chala Bonner, CBO Representative, Seat 4 (Departed at 2:02PM)

Aaron Williams, Community Member

Adey Teshager, Community Member (Momentarily present)

Mica, Community Member

Alexis Parsons, Community Member (Joined at 1:30PM)

Antoine Watt, Community Member (Departed at 2:03PM)

Committee Consultant Staff Present:

Christopher James, W. Haywood Burns Institute (Departed at 1:54PM)

1. **Welcome, Introductions & Announcements**
 - Convened: 1:02PM.
2. **Public Comment** on any item under the jurisdiction of the RJOB Diversion Subcommittee and not on this agenda.
 - No Public Comment was received.
3. **Approval of the Record of Actions** from the November 18, 2021 Diversion Subcommittee Meeting (**Attachment 1; See Pg. 3-5**) [VOTE]
 - No Public Comment was received.
 - Discussion: See video here for more details: <https://youtu.be/2GEZafCpVlc>
 - Motion: Simon O'Connell
 - Second: Michael Pierson
 - Passed unanimously
4. **Review LEAD Plus Eligibility Criteria for Potential Adoption/Inclusion in Guidelines** (**Attachment 2; See Pg. 6-11**) [VOTE]
 - No Public Comment was received.
 - Discussion: See video here for more details: <https://youtu.be/2GEZafCpVlc>
 - Christopher James: Shared eligibility criteria from the CoCo Lead Plus program for both the adult and youth populations as a model for the diversion program. Discussed language modifications and possible eligibility requirement changes from feedback received thus far.
 - Next Steps: Christopher James to follow-up with Tamisha Walker, Simon O'Connell, Michael Pierson, and an ORJ representative to schedule time to further discuss the offense type eligibility criteria. Criteria will continue to be reviewed in future subcommittee meetings.
5. **Review Working Draft of Diversion Recommendations** (**Attachment 3; See Pg. 12**) [VOTE]
 - No Public Comment was received.
 - Discussion: See video here for more details: <https://youtu.be/2GEZafCpVlc>
 - Christopher James: Presented the RJOB Diversion Subcommittee Recommendations working draft. Updated versions will continue to be brought back to this Subcommittee. There will be new language reflecting the Subcommittee's prioritization on the TAY population in the next iteration.
6. **End of Year Visioning Exercise – Jamboard**
 - No Public Comment was received.
 - Discussion: See video here for more details: <https://youtu.be/2GEZafCpVlc>
 - Stefanie Medley: Introduced the collaborative Jamboard brainstorming exercise. Discussion prompts: What is your dream for supporting Transition Age Youth better? Who's missing from the conversation? What is one thing you want to see us accomplish in 2022?
 - i. Next Steps: Continue to prioritize the TAY population in 2022 and move toward an implementation strategy.
7. **Next Steps**
 - No Public Comment was received.

- Discussion: See video here for more details: <https://youtu.be/2GEZafCpVlc>
- Next meeting is on January 20, 2022.

8. **Adjourn to Next Diversion Subcommittee Meeting:** January 20, 2022, 1:00 p.m. to 3:00 p.m.
- Adjourned: 2:06PM.

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| Diversion Subcommittee Work Plan | | | | |
|--|--|---|------------------------|---|
| <i>Goal: Improve racial and ethnic equity in Contra Costa County youth and adult justice systems by developing more diversion opportunities and monitoring race/ethnicity data for all current and future diversion programs</i> | | | | |
| Objective | Activity | Lead & Team | Completion Date | Deliverable |
| Objective 1: Form a committee to make diversion recommendations countywide | <ol style="list-style-type: none"> 1. Agree upon and formalize membership of committee 2. Set future committee meeting dates, frequency, meeting locations, etc. 3. Develop standing agenda item for report out to RJOB | RJOB Full Body | | Required Deliverable 1: A committee with members, designated meeting frequency, location, and other relevant details |
| Objective 2: Develop separate recommendations for adult and youth populations | <ol style="list-style-type: none"> 1. Review of all existing county diversion programs/policies for youth and adults 2. Review of best practices and successful examples of programs and policies in other jurisdictions which may be followed 3. Development/finalization of recommendations for countywide changes to diversion | Diversion Subcommittee, Burns Institute, ORJ | | Required Deliverables 2: Separate countywide recommendations for adult and youth diversion programs and the policies which govern them |
| Objective 3: Strive to ensure the broadest possible pool of eligible participants in diversion | <ol style="list-style-type: none"> 1. Formal request for data from all county agencies, including law enforcement, which administer diversion programs 2. Regular review of race/ethnicity data in diversion programs to ensure equity | Diversion Subcommittee, Burns Institute | | Required Deliverable 3: Recommendations for policy changes to ensure broadest possible pool |

| | | | | |
|--|--|--|--|---|
| <p>Objective 4: Strive to ensure that prior criminal justice involvement does not bar a person’s eligibility for diversion</p> <p>Objective 5: Provide resources to incentivize/provide schools with non-punitive discipline practices such as PBIS and RJ as well as behavioral health and early intervention services for youth</p> <p>Objective 6: County criminal justice agencies shall establish formal partnerships with community-based organizations to provide greater capacity for diversion</p> | <ol style="list-style-type: none"> 3. Development of recommendations for policy changes to ensure broadest possible pool of participants 1. Development of formal recommendation that prior involvement does not make a person ineligible 2. Development and delivery of a presentation/training on eligibility criteria for diversion 1. Define “resources” and “incentivize” as stated in the objective 2. Identification of training and grant funding resources for schools 1. Compile a list of community-based organizations which provide programming in one of the listed areas OR which have the potential to do so with greater capacity 2. Explore what partnerships will look like between the justice agencies and CBOs. | <p>Diversion Subcommittee, Burns Institute</p> <p>Diversion Subcommittee, Burns Institute</p> <p>Diversion Subcommittee, Burns Institute, ORJ</p> | | <p>Required Deliverable 4: Recommendations for policy changes to ensure prior involvement does not bar a person’s eligibility for diversion</p> <p>Deliverable Required 5: Recommendations for trainings, grants and other forms of resources and incentives to be provided to schools for them to adopt non-punitive discipline practices such as PBIS and RJ as well as behavioral health and early intervention services for youth</p> <p>Deliverable Required 6: Recommendations for the establishment of formal partnerships between County criminal justice agencies and community-based organizations to provide greater capacity for diversion</p> |
|--|--|--|--|---|

~~Coco LEAD Plus~~ Contra Costa County -Diversion Criteria

Universally Applicable Criteria

1.1 At time of referral, all of the following conditions must be met:

1.1.1 The individual must be at least 18 years old at date of referring incident.

1.2 The individual must either:

1. 1.2.1 Be currently under arrest by or subject to arrest AND
2. 1.2.2 Have been arrested on an eligible offense at least once in the past 12 months

OR

1.2.3 In the case of social contact referrals or probation referrals, have been arrested on an eligible offense at least twice in the past 12 months

3. 1.4 The following circumstances are irrelevant to eligibility for participation in ~~Coco LEAD PLUS~~ Diversion, and no Officer shall make inquiries regarding the following:

1. 1.4.1 Immigration or citizenship status
2. 1.4.2 Medical insurance status

4. 1.5 Any person who is under supervision by the Contra Costa County Probation Department and who is arrested by APD on a new charge or has committed a technical violation is not excluded from eligibility due solely to the fact that he or she is already on probation.

5. 1.6 If an individual's eligibility is in question, the referring source shall complete and submit to the Client Information Coordinator a Request for Secondary review by the Diversion Panel.

6. 1.7 If an individual does not meet the criteria for ~~Coco LEAD Plus~~ Diversion after eligibility screening, the Officer will provide an information card to the individual outlining alternate community resources.

2 EXCLUSIONARY CRITERIA AND PROCESS

1. 2.1 Individuals who have been convicted of the following charges during a five-year (60 month) period preceding the referral incident date are excluded from ~~Coco LEAD Plus~~ diversion programs.

2. 2.2 The exclusionary convictions are:

1. 2.2.1 1st Degree Murder
2. 2.2.2 2nd Degree Murder
3. 2.2.3 Felony Manslaughter
4. 2.2.4 Felony Sex Offenses

5. 2.2.5 Kidnapping

6. 2.2.6 Felony Assault with Great Bodily Injury (GBI) or Assault with Deadly Weapon (ADW)

7. 2.2.7 Human Trafficking

Commented [CJ1]: Other violent felonies potentially missing, especially those under 667.5(c)

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3. 2.3 If, during the screening process for an individual who is otherwise eligible, it is discovered that the individual has been convicted of any of the exclusionary convictions listed in Section 2.2 AND if the exclusionary conviction occurred more than 60 months prior to the date of referral, the referral will be forwarded to the Diversion Panel for Secondary Review.
4. 2.4 If an individual who is otherwise eligible is found to be on parole, the referral will be forwarded to the Diversion Panel for Secondary Review, to include a request for an opinion from a representative from state parole.

3 SECONDARY REVIEW: PRIOR CONVICTIONS, CURRENT ARRESTS, CRIMINAL HISTORY, PAROLE, AND CHARGED CASES

3.1 The following criminal history indicators require that a Request for Secondary Review be forwarded to the Diversion Panel to determine the individual's eligibility:

- ~~1.~~ ~~3.1.1~~ ~~Prior convictions for any exclusionary offenses that occurred more than 5 years (60 months) preceding the incident date~~
- ~~2.~~ 3.1.2 Prior convictions for Felony Assaults (not Assault with a Deadly Weapon or Great Bodily Injury) within the last 5 years (60 months) preceding the incident date
- ~~3.~~ 3.1.3 Any criminal offenses marked "by Review/Discretion" in Section 7.
- ~~4.~~ 3.1.4 On occasions where the individual has any holds or warrants from any other jurisdiction, that case shall be referred to the Diversion Panel for consideration

7 ELIGIBILITY AND REVIEW

7.1 By agreement of the Antioch Police Department, the Contra Costa County Office of the District Attorney, the Contra Costa County Office of the Public Defender, the Contra Costa County Office of the Sheriff, and the Contra Costa County Probation Department, the offenses listed in Section **Error! Reference source not found.** are diversion-eligible.

1. 7.1.1 Any offense marked "by Review/Discretion" is considered eligible *except* in circumstances when the Diversion Officer, based on his/her review of the arrest and history, recommends exclusion. Any request for exclusion shall be referred to the Diversion Panel for determination.
2. 7.1.2 Any offense marked with an asterisk [*] is LEAD-eligible only where the circumstances indicate that the sale or transfer was intended to provide a subsistence living or to allow the person to obtain or afford drugs for his or her own consumption.
3. 7.1.3 In any case where a citizen's arrest involves a crime against a person, the arrested individual is eligible for referral if the arresting citizen no longer desires prosecution or if, upon consultation, the District Attorney indicates an intention not to file charges.

7.2 Drug Crimes (to include LEAD charges per PC 1001.87)

1. 7.2.1 H&S 11364: Possession of pipe, paraphernalia
2. 7.2.2 H&S 11350(a): Possession of cocaine, base cocaine
3. 7.2.3 H&S 11377(a): Possession of methamphetamine
4. 7.2.4 H&S 11357: Possession of marijuana
5. 7.2.5 H&S 11550(a): Under influence of a controlled substance

6. 7.2.6 H&S 11357.5/11359/11360: Possession for sale and transportation of marijuana*, by Review/Discretion
7. 7.2.7 H&S 11378/11378.5/11379: Possession for sale and transportation of methamphetamine, PCP
8. 7.2.8 H&S 11351/11351.5/11352: Possession for sale and transportation of cocaine/cocaine base

7.3 Crimes Against the Public Peace

7.3.1 PC 415: Fighting, causing loud noise or using offensive words in public place

4. 7.4 Theft

1. 7.4.1 PC 466: Possession of burglary tools
2. 7.4.2 PC 459.5: Shoplifting Under \$950.00
3. 7.4.3 PC 459/460(b): Commercial burglary, by Review/Discretion
4. 7.4.4 PC 470-476: Forgery, by Review/Discretion
5. 7.4.5 PC 476(a): Fraud, bad checks, by Review/Discretion
6. 7.4.6 PC 484 / 488: Petty theft, by Review/Discretion
7. 7.4.7 PC 490.1: Petty theft of less than \$50, by Review/Discretion
8. 7.4.8 PC 490.2: Petty theft of \$950 or less, by Review/Discretion
9. 7.4.9 PC 496(a): Receiving stolen property, by Review/Discretion

5. 7.5 Miscellaneous

1. 7.5.1 PC 503: Embezzlement
2. 7.5.2 PC 530.5: False personation / ID theft
3. 7.5.3 PC 954: Vandalism
4. 7.5.4 PC 602: Trespass on land (including various subsections)
5. 7.5.5 PC 602.1(a): Interference with business
6. 7.5.6 PC 602.5: Unauthorized dwelling; aggravated trespass

6. 7.6 Disorderly Conduct

1. 7.6.1 PC 647(b): Prostitution
2. 7.6.2 PC 647(c): Begging or soliciting alms

Crimes

- 7.6.3 PC 647(e): Lodging without the owner's permission
- 7.6.4 PC 647(f): Under the influence of drugs or alcohol or both in a public place
- 7.6.5 PC 647(h): Loitering, prowling, wandering upon the private property of another
- 7.6.6 PC 647(i): Peeking and prowling, by Review/Discretion
- 7.6.7 PC 647(j): Peeking and prowling with camera, by Review/Discretion
- 7.7 Crimes Involving Persons

- 7.7.1 PC 240: Assault – non-domestic violence, by Review/Discretion
- 7.7.2 PC 242/243(a): Battery- No Citizens Arrest, by Review/Discretion
- 7.8 Crimes Involving Police Officers

7.8.1 PC 148 a(1), a(2): Resisting, delaying a police officer

7.9 Vehicle Code Sections

- 7.9.1 CVC 20002: Hit and run
- 7.9.2 CVC 23103(a): Reckless driving
- 7.9.3 CVC 23222, 23223: Open container
- 7.9.4 CVC 12500: Unlicensed driver
- 7.9.5 CVC 14601: Driving while license suspended / revoked / including various subsections
- 7.9.6 CVC 14601.5: Driving with knowledge of suspension

Program Specific Criteria

3. 1.3 In addition to the requirements detailed in Section 1.1, the following conditions must also be met:

~~1. 1.3.1 Individual's history of criminal justice involvement must be related to behavioral health disorders (substance use disorder or mental illness), either based on the individual's self-report, documented history, or on the Officer's prior knowledge of the individual.~~

~~2. 1.3.2 Individual does not currently meet criteria for an involuntary 5150 psychiatric hold.~~

4 REFERRING AGENCIES

4.1 ~~The following~~ All county law enforcement agencies and representatives are authorized to refer individuals to ~~CoCo LEAD Plus~~ Diversion within the county, including municipal police stations serving cities within Contra Costa County, Contra Costa County Probation Department, and the Contra Costa County Office of the Sheriff.⇨

~~1. 4.1.1 City of Antioch Police Department (APD)~~

~~1. 4.1.1.a APD Diversion Officer~~

~~2. 4.1.1.b APD Patrol Officers who have completed CoCo LEAD Plus referral training~~

~~2. 4.1.2 Contra Costa County Probation Department~~

~~1. 4.1.2.a Probation Department Supervisor~~

~~2. 4.1.2.b Deputy Probation Officers (DPO) who are designated by Probation Supervisor and who have completed CoCo LEAD Plus referral training~~

5 REFERRAL TYPES

5.1 In-Field

5.1.1 Social Contact Referral

A “social contact referral” is one in which ~~an APD Officer~~ County law enforcement encounters an individual who is not at the moment engaged in criminal conduct but who is known by the Officer as a person likely to be eligible for the Project, based on the Officer’s prior knowledge of the individual.

5.1.2 In-Field Cite-Release Referral

An in-field cite-release referral is one in which ~~an APD Officer~~ County law enforcement arrests an individual on a diversion- eligible offense, issues the person a Notice to Appear, informs the individual that s/he may be eligible for the Project, refers the individual to the Project using the referral protocol, and releases the individual in the field rather than transporting to APD.

2. 5.2 In-Custody Referral

An in-custody referral is one in which a person has been arrested by APD on a diversion-eligible charge, has been transported to the Antioch Police station, has been screened for eligibility, and has been found eligible for diversion. In such cases, the APD Officer provides the individual with a standard written Notice to Appear, refers the individual to the Project using the referral protocol, and releases the individual.

3. 5.3 Probation Referral

A “probation referral” is one in which a person under Contra Costa County Probation Department Supervision is referred to the Project by a Deputy Probation Officer as the result of a technical violation of his/her terms of probation. In such instances, the underlying arrest that generated probation supervision may have occurred anywhere in California but the individual must also have been arrested at least twice by APD in the prior 12 months.

6 DIVERSION ADMINISTRATIVE REVIEW PROCEDURES

6.1 Administrative Reviews are conducted by the CoCo LEAD Plus Diversion Officer.

1. 6.1.1 The Diversion Officer conducts a daily review of APD’s previous day’s or weekend’s arrest reports to identify any individual who may be eligible for CoCo LEAD Plus.
2. 6.1.2 To conduct the eligibility review, the Diversion Officer completes the following tasks:
 1. 6.1.2.a Review the arrest report to confirm the arrest is for an eligible offense
 2. 6.1.2.b Review all APD social contact case files and CoCo LEAD Plus Referral Forms.
 3. 6.1.2.c Confirm that the individual has been arrested by APD on an eligible offense at least twice in the preceding 12-month period, including the current arrest
 4. 6.1.2.d Complete a Criminal History review, including identification of any exclusionary convictions, per Section 2.2.
 5. 6.1.2.e Complete a check of Antioch Police Department Records Management System (RMS)
 6. 6.1.2.f Complete a check of the California Law Enforcement Telecommunications System (CLETS)
 7. 6.1.2.g Check to determine whether individual is on probation or parole

- If the individual is on active probation, contact the Probation Supervisor to initiate Probation's review process to confirm eligibility and authorize referral
 - If the individual is on active parole, contact the Parole Supervisor to initiate Parole's review process to determine eligibility and authorize referral
8. 6.1.2.h Check for open cases in the Western States Information system (WISN)
 9. 6.1.2.i Check with District Attorney to identify any referred open cases
2. 6.2 Eligibility Determinations
 1. 6.2.1 Once this Administrative Review has been completed, there are three possible determinations: Eligible, Excluded, or Refer to Diversion Panel for Secondary Review.
 2. 6.2.2 Based on his/her determination, the Diversion Officer shall complete the APD eligibility checklist and the CoCo LEAD Plus Referral Form.
 3. 6.2.3 The Diversion Officer shall then contact the Project's Client Information Coordinator at HealthRIGHT 360 to notify the CIC that the individual is Eligible, Excluded, or Referred to the Diversion Panel.
 3. 6.3 Post-Enrollment Arrest Discharge
 1. 6.3.1 Once a referred individual accepts referral into CoCo LEAD Plus by completing an Intake Form and Release of Information Form with HealthRIGHT 360, the Client Information Coordinator will notify APD (and Probation, in the case of clients who are on probation supervision) that the client has enrolled.
 2. 6.3.2 Once an individual has enrolled in CoCo LEAD Plus, the underlying arrest is to be reported to the Department of Justice as "Detention Only." It is not to be referred for prosecution to the Office of the District Attorney.
 1. 6.3.2.a If the enrolled individual has outstanding diversion-eligible arrests that have not been referred to the Office of the District Attorney for potential prosecution, APD will report these to DOJ as "Dismissed in the Interest of Justice."
 2. 6.3.2.b If the enrolled individual has outstanding diversion-eligible arrests that have been already been referred to the Office of the District Attorney, the Office of the District Attorney will decide whether to prosecute such cases or whether to divert them along with the current divertible arrest.
 3. 6.3.3 If an individual is identified as diversion-eligible (pursuant either to an arrest or to a probation violation), the individual remains eligible for diversion even if s/he has declined the referral and even if s/he has been transported to County jail and transferred into the custody of the Contra Costa County Office of the Sheriff.