



SEATTLE CITY COUNCIL

Legislative Summary

Res 31916

Record No.: Res 31916

Type: Resolution (Res)

Status: Adopted

Version: 2

Ord. no:

In Control: City Council

File Created: 11/05/2019

Final Action: 11/25/2019

Title: A RESOLUTION acknowledging the inherent responsibility of the City to reduce unnecessary justice system involvement; acknowledging that pre-arrest diversion programs, such as the Law Enforcement Assisted Diversion (LEAD) program, represent a harm reduction, evidence-based approach to reduce recidivism and provide for the public safety; and declaring that the City is committed to ensuring that evidence-based, law enforcement-engaged, pre-booking diversion programs, such as LEAD, receive the funding necessary to accept all priority qualifying referrals.

Date

Notes:

Filed with City Clerk:

Mayor's Signature:

Sponsors: Bagshaw

Vetoed by Mayor:

Veto Overridden:

Veto Sustained:

Attachments:

Uploaded By: Emilia.Sanchez@seattle.gov

Filing Requirements/Dept Action:

History of Legislative File

Legal Notice Published:

☐ Yes

☐ No

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	City Clerk	11/06/2019	sent for review	Council President's Office			
	Action Text: The Resolution (Res) was sent for review. to the Council President's Office						
1	Council President's Office	11/06/2019	sent for review	Select Budget Committee			
	Action Text: The Resolution (Res) was sent for review. to the Select Budget Committee						
1	City Council	11/12/2019	referred	Select Budget Committee			
	Action Text: The Resolution (Res) was referred. to the Select Budget Committee						
1	Select Budget Committee	11/19/2019	adopt as amended				Pass

Action Text: The Committee recommends that City Council adopt as amended the Resolution (Res).
In Favor: 8 Chair Bagshaw, Member González , Member Harrell, Member Herbold,
Member Juarez, Member O'Brien, Member Pacheco, Member Sawant
Opposed: 0

2 City Council 11/25/2019 adopted Pass

Action Text: The Resolution (Res) was adopted by the following vote, and the President signed the Resolution:
In Favor: 9 Councilmember Bagshaw, Councilmember González , Council
President Harrell, Councilmember Herbold, Councilmember Juarez,
Councilmember Mosqueda, Councilmember O'Brien, Councilmember
Pacheco, Councilmember Sawant
Opposed: 0

2 City Clerk 11/25/2019 attested by City Clerk

Action Text: The Resolution (Res) was attested by City Clerk.

CITY OF SEATTLE

RESOLUTION

31916

A RESOLUTION acknowledging the inherent responsibility of the City to reduce unnecessary justice system involvement; acknowledging that pre-arrest diversion programs, such as the Law Enforcement Assisted Diversion (LEAD) program, represent a harm reduction, evidence-based approach to reduce recidivism and provide for the public safety; and declaring that the City is committed to ensuring that evidence-based, law enforcement-engaged, pre-booking diversion programs, such as LEAD, receive the funding necessary to accept all priority qualifying referrals.

WHEREAS, the Law Enforcement Assisted Diversion Program (LEAD) offers police officers the ability to exercise discretionary authority at point of contact to divert individuals to a community-based, harm-reduction intervention for law violations driven by unmet behavioral health needs; and

WHEREAS, LEAD clients bypass the normal criminal justice system cycle in qualifying cases and instead are referred into a trauma-informed, intensive case-management program where the individual receives a wide range of support services, often including mental health treatment, transitional and permanent housing, and drug treatment; and

WHEREAS, LEAD is recognized as an evidence-based diversion approach to improving health outcomes and reducing justice system involvement in the Washington State "Healthier Here" 2019 Medicaid Transformation Project Toolkit; and

WHEREAS, LEAD was recognized as the 2018 Outstanding Criminal Justice Program for the west region by the National Criminal Justice Association and received the Seattle Human Services Coalition 2014 Innovative Program Award; and

1 WHEREAS, LEAD has been identified by the Seattle City Auditor as a local program that has
2 embraced rigorous evaluation and used continuous assessment to adjust operational
3 program elements; and

4 WHEREAS, LEAD's Policy Coordinating Group has established both a standing Evaluation
5 Workgroup, which has active evaluation projects with the University of Washington
6 Evans School regarding community-level impact on actual and perceived public health,
7 safety, and order, and the Center for Court Innovation, regarding police diversion of sex
8 workers, and is seeking funding for evaluation projects in additional areas including
9 impact of LEAD on participant drug use and on court appearance rates; and

10 WHEREAS, the first LEAD Program was launched in Belltown in 2011, and due to demand
11 from other neighborhoods, the Mayor and the City Council have chosen to expand the
12 program citywide; and

13 WHEREAS, LEAD has 561 active clients that were contacted in the Seattle Police Department's
14 West Precinct, East Precinct and North Precinct, has 120 approved clients in need of
15 outreach, and over 300 approved priority referrals on a waiting list that includes clients
16 in the SoDo neighborhood, and expects to have approximately 1,400 clients when it fully
17 expands treatment services to the South areas of the City and West Seattle in 2020; and

18 WHEREAS, LEAD caseworkers currently carry an average load of 44 cases and have found that
19 optimal results are achieved when caseworkers do not carry more than 25 cases per
20 caseworker; and

21 WHEREAS, LEAD interventions have provided 188 individuals with substance use disorder
22 treatment services, and 73 individuals with mental health services from January-
23 September 2019; and

1 WHEREAS, the Seattle Municipal Court has established a LEAD calendar where a dedicated
2 Seattle City Attorney LEAD liaison is able to staff hearings for LEAD participants and
3 recommend actions in non-diverted cases which coordinate with and do not undermine
4 the individual intervention plan developed for the participant in LEAD; and

5 WHEREAS, the 2020 Adopted budget includes \$150,000 for a second Seattle City Attorney
6 LEAD liaison, as well as \$100,000 for a study of the public and private funding
7 necessary to accept all priority qualifying referrals by 2023; and

8 WHEREAS, LEAD has secured neighborhood-based workspace in the North and East Precincts
9 and in the SODO neighborhood, with support from neighborhood businesses; and

10 WHEREAS, in an example of public-private partnership, Microsoft has funded an information-
11 sharing platform that will allow dashboard-like real time reports as well as improved
12 coordination among all the LEAD operational partners; and

13 WHEREAS, In the 2020 Adopted Budget, LEAD received from The City of Seattle (the City)
14 \$6.05 million in public funding for Seattle's LEAD clients, which will be combined with
15 other funding that will not flow through the City's budget to include \$1.6 million in King
16 County funding; and

17 WHEREAS, LEAD was awarded grant funding as part of the Trueblood Court Settlement
18 Agreement, and approximately \$768,000 of this funding will support in Seattle LEAD
19 clients whose law violations were thought to stem from high acuity mental health needs;
20 and

21 WHEREAS, The Ballmer Group has authorized a grant of \$1.5 million to LEAD in 2020,
22 conditioned on adequate commitments by the City of Seattle and King County to plan for

1 deployment of LEAD with public funding citywide by 2023 with sufficient capacity to
2 take on all priority appropriate referrals; and

3 WHEREAS, public and private funding in 2020 will allow the LEAD program to hire 54 new
4 case managers and maintain a caseload that does not exceed 25 cases per case manager;
5 and

6 WHEREAS, LEAD could in future years be eligible for federal funding from the Comprehensive
7 Addition and Recovery Act (CARA), which is the most comprehensive federal effort
8 undertaken to address the opioid epidemic, encompassing prevention, treatment,
9 recovery, law enforcement, criminal justice reform, and overdose reversal; and

10 WHEREAS, the Washington State Legislature in 2019 amended RCW 10.31.110 to provide that
11 all local jurisdictions must develop and adopt protocols for pre-booking diversion
12 programs similar to LEAD and established a grant-based distribution process to be
13 coordinated by the Washington Association of Sheriffs and Police Chiefs; and

14 WHEREAS, legislators are exploring a proposed amendment to the state Medicaid plan that
15 would allow Medicaid reimbursement for outreach activities, which could potentially
16 cover more of LEAD case management activity than is currently Medicaid reimbursable;
17 and

18 WHEREAS, King County historically has matched Seattle in funding for Seattle LEAD, and
19 with the proposed increase in Seattle contribution, it is timely to approach the County and
20 ask for a significant increase in MIDD II allocation for Seattle LEAD; NOW,

21 THEREFORE,

22 **BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SEATTLE THAT:**

1 Section 1. The City acknowledges its inherent responsibility to reduce unnecessary
2 justice system involvement. The City also acknowledges that pre-arrest diversion programs, such
3 as the Law Enforcement Assisted Diversion (LEAD) program, represent a harm reduction,
4 evidence-based approach to reduce recidivism and provide for the public safety. Finally, the City
5 declares its commitment to ensuring that law enforcement pre-arrest diversion programs, such as
6 LEAD, receive public funding sufficient to accept all priority qualifying referrals citywide.

7 Section 2. The City intends that the LEAD Program operate at scale by 2023, with
8 “scale” understood to mean that the program will have appropriate funding to accept all priority
9 qualifying arrest and social contact referrals citywide, pursuant to the operational protocol
10 currently approved by the LEAD Policy Coordinating Group. This intention is based on the
11 desire of the City to ensure that individuals are not unnecessarily booked into jail due to
12 behavioral health issues; and the City also anticipates that law violations by such individuals will
13 be reduced through effective, research-based methods incorporated into the LEAD model.

14 Section 3. The City intends that LEAD be supported through a secure mix of public
15 funding sources, including City funding and some combination of County, state, federal and
16 Medicaid funding.

17 Section 4. The City recognizes that the statements of intent in this resolution address
18 conditions of a \$1.5 million grant to LEAD from the Ballmer Group to assist in meeting LEAD
19 capacity needs in 2020.

1 Adopted by the City Council the 25th day of November, 2019,
2 and signed by me in open session in authentication of its adoption this 25th day of
3 November, 2019.

4 
5

President _____ of the City Council

6 Filed by me this 25th day of NOVEMBER, 2019.

7 
8

Monica Martinez Simmons, City Clerk

9 (Seal)



STATE OF WASHINGTON -- KING COUNTY

--SS.

380155

No.

CITY OF SEATTLE, CLERKS OFFICE

Affidavit of Publication

The undersigned, on oath states that he is an authorized representative of The Daily Journal of Commerce, a daily newspaper, which newspaper is a legal newspaper of general circulation and it is now and has been for more than six months prior to the date of publication hereinafter referred to, published in the English language continuously as a daily newspaper in Seattle, King County, Washington, and it is now and during all of said time was printed in an office maintained at the aforesaid place of publication of this newspaper. The Daily Journal of Commerce was on the 12th day of June, 1941, approved as a legal newspaper by the Superior Court of King County.

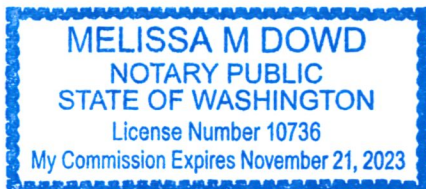
The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

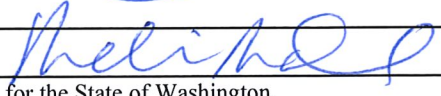
CT:31916 & 31917 TITLE

was published on

12/10/19

The amount of the fee charged for the foregoing publication is the sum of \$56.24.




Subscribed and sworn to before me on
12/10/2019

Notary public for the State of Washington,
residing in Seattle

Affidavit of Publication

State of Washington, King County

City of Seattle

Resolution 31914

A RESOLUTION adopting a spending plan for the proceeds of the Seattle Transportation Network Company tax to provide support to affordable housing near frequent transit, transportation, and a driver conflict resolution center.

Resolution 31916

A RESOLUTION acknowledging the inherent responsibility of the City to reduce unnecessary justice system involvement; acknowledging that pre-arrest diversion programs, such as the Law Enforcement Assisted Diversion (LEAD) program, represent a harm reduction, evidence-based approach to reduce recidivism and provide for the public safety; and declaring that the City is committed to ensuring that evidence-based, law enforcement-engaged, pre-booking diversion programs, such as LEAD, receive the funding necessary to accept all priority qualifying referrals.

Resolution 31917

A RESOLUTION recognizing the importance of our healthcare workers; supporting the unionized workers of SEIU Healthcare 1199 NW exercising their right to strike and withhold their labor.

Date of publication in the Seattle Daily Journal of Commerce, December 10, 2019.

12/10(380155)