Introducing:

The National Center on Criminal Justice & Disability (NCCJD)

Leigh Ann Davis

Program Manager, Justice Initiatives

Achieve with us.

Welcome!

- First time using webex?
  - You can type in questions in the **Chat Box** and we'll answer them throughout the webinar.
  - You can **raise your hand** and we'll pause to let you speak if we have time.
- Today's webinar will be **recorded and archived** on the NCCJD website. Please keep this in mind when sharing information and experiences during the webinar.

NCCJD Staff Introductions

- Leigh Ann Davis, Program Manager, Justice Initiatives
- Kathryn J. Walker, Criminal Justice Fellow
- Amberley Romo, Web Producer
- Kristen McKiernan, Senior Executive Officer, Communications
- Jessica Misilo, Program Intern

Why Criminal Justice Issues Matter: Meet James

Photo courtesy of Self-Advocacy On-Line: http://www.sefladvocacyonline.org/

Why This Matters to The Arc

- Receive numerous inquiries from self-advocates, parents, law enforcement, attorneys, etc. who want to do the right thing but lack tools and resources
- No nationally unified, connected group of advocates or self-advocates taking this issue on at the level it needs
- We believe no one agency or profession can tackle this issue alone

New to The Arc?

- Founded in 1950, nation's leading and largest community-based organization
- Network of 140,000 members in almost 700 state and local chapters serving more than 1.4 million people with I/DD* and their families
- National headquarters in Washington, DC with strong federal-level public policy advocacy and program services department (over $10 million awarded funds)
- Provide "birth to grave" services and advocacy in areas such as: prevention, early intervention, special education, health care, employment and *criminal justice*

* *Intellectual disability* is a disability characterized by significant limitations in both **intellectual functioning** and in **adaptive behavior**, which covers many everyday social and practical skills. This disability originates **before the age of 18**.

Let's Hear from You:

The Arc Criminal Justice Trivia

Achieve with us.

Chapter Program Spotlights

- The Arc of New Jersey's Criminal Justice Advocacy Program (CJAP)
  - http://www.arcnj.org/programs/criminal_justice_advocacy.html
- The Arc of the Capital Area Juvenile Justice Program (TX)
  - http://www.arcofthecapitalarea.org/juvenile-justice.php
- The Arc of South Norfolk's, MA Autism & Law Enforcement Education Coalition (ALEC)
  - http://www.arcsouthnorfolk.org/

A Bit of History…

- Florida mom turned attorney planted the seed for LE training in 1970's
- The Arc worked with IACP to develop a 4 page "training key"
- The Arc develops full curriculum in 1998 for chapter network
- Check out NCCJD website timeline

About NCCJD

- Two year BJA grant for $400,000 (Oct 2013 – Sept 2015)
- First national effort of it's kind to bring together victim and offender/suspect issues
- Serve as a national clearinghouse for information and training on the topic of people with I/DD in the criminal justice system

NCCJD Mission

To pursue and promote safety, fairness and criminal justice for people with disabilities as suspects, offenders or victims of crime, becoming the national focal point for resources on the subject and serving as a bridge between the worlds of criminal justice and disability.

NCCJD Primary Goal

To build the capacity of the criminal justice system to respond to gaps in existing services for people with disabilities, focusing on people with I/DD.*

*While legislation/courtrooms/legal documents may still use the outdated term “mental retardation” or “retardation,” the disability community uses the term “intellectual and/or developmental disabilities” or “I/DD”

NATIONAL SHERIFFS' ASSOCIATION

AMERICAN BAR ASSOCIATION
Center on Children and the Law

NATIONAL DISABILITY RIGHTS NETWORK
Protection & Advocacy for Individuals with Disabilities

NADD 30 Years

AUTISM SOCIETY
Improving the Lives of All Affected by Autism

NASDDDS
National Association of State Directors of Developmental Disabilities Services

International Association of Directors of Law Enforcement Standards & Training
IADLEST

national down syndrome society
ndss

N·O· FAS

NAMI
National Alliance on Mental Illness

Self Advocates Becoming Empowered

SafePlace
Ending Sexual & Domestic Violence

aaidd

Institute on Disabilities
TEMPLE UNIVERSITY®
College of Education

POLICE EXECUTIVE RESEARCH FORUM

NCCJD Advisors

- ***Nora Baladerian, Ph.D.,*** *Clinical Psychologist & Project Director, Disability & Abuse Project*
- ***Carolyn Gammacchia,*** *Founder of The Law Enforcement Awareness Network (L.E.A.N.)*
- ***Thomas Judd, Esq.,*** *Officer at Fredrikson & Byron Law Practice, Member of The Arc's Board of Directors and Legal Advisory Committee*
- ***Leigh Mahoney,*** *Director of National Education &Program Development, Robert F. Kennedy Children's Action Corps*
- ***Luz Marquez,*** *The Arc of Rensselaer County, NY*
- ***James Meadours,*** *Self-Advocate Activist & Survivor*
- ***Shirley Paceley,*** *Founder & Director of Blue Tower Training*
- ***Patti Saylor,*** *Advocate and Mother of Ethan Saylor*
- ***David V. Whalen,*** *Project Director, First Responders Disability Awareness Training (FR-DAT)*

NCCJD Products & Services

- Training and technical assistance (both web-based and on-site)
- Public awareness campaign via the issue-specific marketing and communication strategies
- Publications: White papers, fact sheets
- Literature reviews and reports to promote identification and evaluation support of promising practices
- Web Site with On-line resource library
  - Fact sheets
  - Current research
  - State-by-state database of resources
  - Database of relevant law and legislation
  - Directory of expert attorneys, witnesses, forensic interviewers and victim advocates

The Arc's National Center on Criminal Justice Disability

Mission: The Center will pursue and promote safety, fairness and justice for all people with intellectual and developmental disabilities as suspects, offenders, victims or witnesses.

GOAL: Develop and implement innovative, strategic program activities to build the capacity of the criminal justice system to respond to gaps in existing services for people with intellectual and developmental disabilities.

Partner Organizations

- Chapters of The Arc
- LE: NSA/PERF/IACP
- Victim Advocacy: SafePlace
- Legal: ABA, NDRN
- Disability Orgs: NDSS, NOFAS, Autism Society, NADD, etc.
- Temple University

Center Staff

- Program Manager
- Justice Fellow
- Senior Web Designer
- Communications and Marketing support

Project Description

The National Center on Justice and Disability will serve as a national clearinghouse for information and training on the topic of people with intellectual and other developmental disabilities as victims, witnesses and suspects of crime.

Models

- OVC - Multi-disciplinary model
- The Arc's Chapter Network programs
- NAMI's CIT Program
- National Center for Mental Health and Juvenile Justice
- NY FR-DAT statewide program

Products & Services

Training

- Create The Arc's Justice and Disability Certification Program
  - Five regional trainings with chapters/MDTs
  - Self-advocates as co-trainers
- Target: LE, victim assistance, legal, and disability professionals
- Monthly web-based training

I&R / Technical Assistance

- Both defendant and victim support

Publications

- 3 White papers, literature reviews, reports
- Fact sheets (revised and new)
- Identify and support promising practices

On-line Resource Center

- Directory of expert witnesses, attorneys, forensic interviewers, victim advocates
- State by state database of resources/laws/legislation

Public Awareness

- **Public website to house NCCJD information**
- **Exhibits/presentations at key conferences**
  - NSA, NCVC, The Arc in 2014
- **Issue-specific marketing**

NCCJD Website

Goal: Develop a strong on-line presence for both criminal justice and disability professionals by providing:

- Engaging short promo video on home page
- Database of resources accessible by interactive map of U.S.
- Database of model/relevant state legislation
- I&R form to easily request assistance
- Current stories in media, and NCCJD's response

February Webinar

Crime Victims with Disabilities: On Overview for Professionals in the Criminal Justice System

What You'll Learn:

- Overview on the topic of abuse of people with intellectual and/or developmental disabilities
- Incidence and prevalence, risk reduction, prevention, parent preparation, disclosure or discovery of abuse, reporting (mandated and non-mandated)
- Effective law enforcement response including first responders, forensic interviewing, investigations and prosecution, victim services and mental health delivery
- Providing trauma-informed care to victims at home and at work
- Information about the findings of the *2012 National Survey on Abuse of People with Disabilities*
- How to improve collaboration to better service abuse victims

Speaker:

Nora Baladerian, Ph.D.

Director, Disability & Abuse Project

NCCJD Monthly Webinars

- Offered last Thursday of every month
- Recorded and archived for future viewing
- Victim Series (Feb – June)
- Suspect/Offender Series (July – Nov)
- Recap webinar in December

Let's Hear from You:

Webinar Topics

Achieve with us.

NCCJD Publications

Fact Sheets

- People with I/DD in CJ System
- Sexual Assault victims
- Children with Disabilities

White Papers

- Promising/model programs and practices (both suspect and victim focused)
- Other ideas: Juvenile justice, children with disabilities, sex offenders with disabilities

Goal of NCCJD Training Program:

Increase Awareness and Understanding

Challenges in the Criminal Justice System

As Suspects or Offenders:

- Not want their disability to be noticed
- Not understand their rights, but pretend to
- Say what they think others want to hear
- Be the last to leave scene of the crime, first to get caught
- Have little options for alternative sentencing and/or treatment

As Victims

- Easily victimized and targeted for victimization
- Less likely to be able to report
- Easily influenced by and eager to please others
- Think that perpetrator is a "friend"
- Not be considered a credible witness

NCCJD Certificate of Training Program

1. Create core components of training program via NAC and focus group input

2. Provide NCCJD certification to chapters of The Arc and other disability agencies (5 on-site trainings, including pilot-testing)

3. Chapters/disability agencies provide training to MDTs* (law enforcement, victim advocacy agencies, legal professionals) via this evidence-based model

* MDTs – multidisciplinary teams

Let's Hear from You:

NCCJD Certificate of Training Program

The Arc®

National Center on
Criminal Justice & Disability

Achieve with us.®

NCCJD: Activities to Date

- I&R/ TA requests for approximately 50 callers
- Statewide conference in CO – The Arc of Aurora
- TA provided for MD statewide commission
- Amicus briefs related to death penalty
- First phase of web site complete
- Developing webinar series, white paper topic list and draft of training program
- Feb meetings with Dept. of State & IACP
- Responded to several reporters (including ATF story)

Recent Activities: In the News

- News articles alleging ATF was inappropriately using individuals with I/DD in sting operations led to intervention by NCCJD
  - Botched ATF sting in Milwaukee ensnares brain-damaged man
  - Documents, interviews show agents employed tactics similar to those used in Milwaukee
- NCCJD's intervention:
  - The Arc wrote letter to U.S. Attorney General asking ATF to end tactics and thoroughly investigate allegations that people with disabilities were exploited in sting operations
  - ATF officials opens the door to new training

Recent Activities: In the News

- State of MD responds to tragic death of Robert Ethan Saylor by forming commission* to address the need for statewide law enforcement training
- NCCJD's involvement:
  - Provides technical assistance for internal sub-committee
  - Issues joint press release with The Arc of MD
  - Participating in listening sessions hosted by Commission

* Maryland's Commission for Effective Community Inclusion of Individuals with I/DD

Recent Activities: In the News

- US Supreme Court case - Hall vs. Florida
  - How states apply the definition of "mental retardation" or ID
  - Sentenced to death for killing 21 year old pregnant woman in 1978
  - Expert evaluations documented Hall's disability
  - Case centers on if states can establish hardline ceiling on IQ (Hall's measured at 70)
  - The Arc recently joined Amicus Curiae brief and believes states should not be allowed to create a stricter or more limited definition of ID than the professionally accepted clinical definition

http://blog.thearc.org/2013/12/04/disability-case-u-s-supreme-court-need-know/

NCCJD Next steps…

- Launch the website in early February
- Conduct 3 focus groups with target populations
- Post reviewed fact sheets on Criminal Justice and Disability to the website
- Begin building database for model legislation
- **Spread the word about February and March webinars**

Coming Soon to a City Near You

NCCJD Trainings, Presentations & Exhibits

- **Butte County Child Abuse Prevention Council**
  (April 4 - Chico, CA)
- **National Sherriff's Association**
  (June 20-25 - Fort Worth, TX)
- **National Center for Victims of Crime**
  (September 17-19 - Miami, FL)
- **The Arc's National Convention**
  (Oct 31-Sept 2 – New Orleans, LA)

Get Connected, Stay Involved!

- Sign up to receive email alerts
- Use I&R/TA service, and refer others
- Learn about latest products and services
- Stay up-to-date about the latest in policy/ legislative developments
- Share your story and raise awareness

Contact us at:

NCCJDinfo@thearc.org

Achieve with us.®

Questions?

Survey:

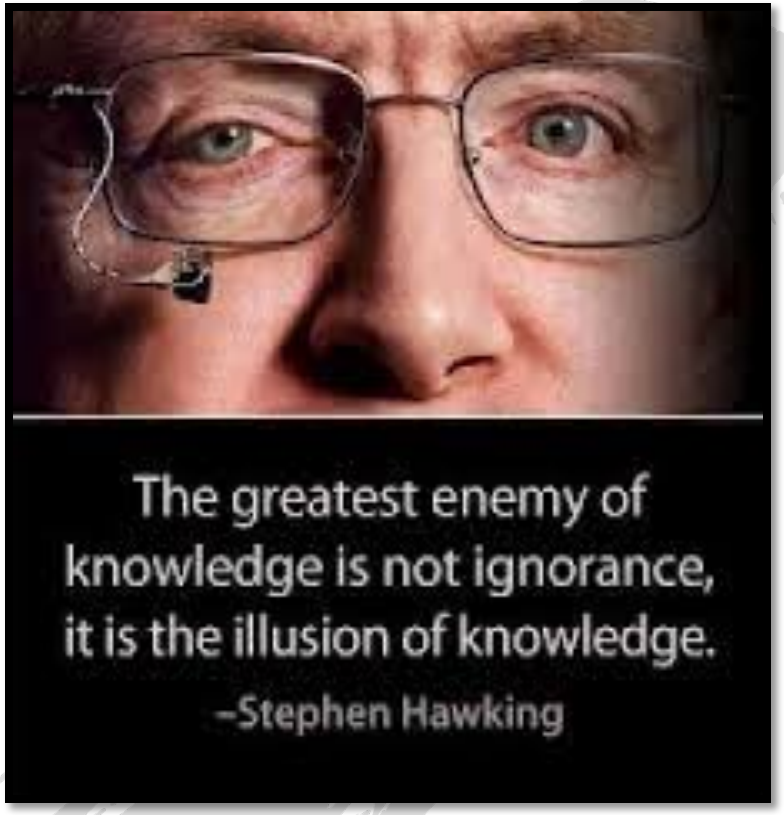
- http://fs8.formsite.com/thearcwebinar/form49/index.html

Next Webinar:

- https://thearc.webex.com/mw03071/mywebex/default.do?siteurl=thearc

Contact us at:

- NCCJDInfo@thearc.org



The Arc®

National Center on Criminal Justice & Disability

Achieve with us.®