REPORT OF THE ATTORNEY GENERAL
 REGARDING LAW ENFORCEMENT MENTAL HEALTH TRAININGS
 PURSUANT TO ACT NO. 79 OF THE 2011-12 GENERAL ASSEMBLY

2014
INTRODUCTION

This Report is required by Section 34 of Act. No. 79 of the 2011 – 2012 General Assembly which appropriated to the Office of Attorney General funds to continue a training program for law enforcement officers in their interactions with persons exhibiting mental health conditions. Pursuant to Section 34, the Office shall provide a progress report as to the expenditure of the funds and the status of the training effort. The Report shall be submitted to the Secretary of Administration and the House and Senate Committees on Appropriations. The Act 79 appropriation was a continuation of the funding provided in Section 13 of Act No. 80 funding appropriated in the 2003 -2004 General Assembly for the same training purpose.

LEGISLATIVE AUTHORITY

Pursuant to Act No. 79 of the 2011- 2012 General Assembly, the Attorney General’s Office was assigned the following responsibilities and appropriation:

Sec. 34. Protection to persons and property - Attorney general
(a) Of the above general fund appropriation, $20,000.00 is appropriated to the office of the attorney general to establish a training program for selected law enforcement officers to assist them, during the performance of their duties, in their interactions with persons exhibiting mental health conditions.
(1) The office of the attorney general shall, in consultation with the Vermont coalition for disability rights and other organizations, design and implement this training program.
(2) By January 15 of each year and until funds are fully expended, the attorney general shall submit to the secretary of administration and the house and senate committees on appropriations a report summarizing how the funds have been used and how the trainings have progressed.
(3) Unexpended funds shall be carried forward and used for the purpose of this subsection in future years.

ACTIONS TAKEN

In response to the original Act No. 80, the Attorney General’s Office (AGO) initially consulted with the Vermont Criminal Justice Training Council (VCJTC), the Vermont Coalition for Disability Rights (VCDR) and the Vermont Division of Mental Health. These groups created the Act 80 Advisory Group to design and implement the training program. The Act 80 Advisory Group is a multi-disciplinary group that includes state employees, law enforcement, non-profit organizations, mental health professionals, advocates and members of the public. We recognize and honor each partner’s unique and valuable expertise and contribution to this training partnership and thank them for
their dedication to this effort. These same partners will continue to act as the Act 80/Act 79 Advisory Group.

The Advisory Group meetings are coordinated by the Attorney General’s Office and a list of the members of the Act 80/Act 79 Advisory Group is attached as Appendix A.

The original Act 80 Advisory Group identified the need for a full time Training Coordinator and the Vermont Criminal Justice Training Council offered the services of a staff person.

The original Act 80 Advisory Group also created a Curriculum Committee, which was charged with the task of drafting the training curriculum, and designing and implementing the training plan. The members of the original Curriculum Committee are listed as Appendix B. This Committee completed the curriculum in 2006 and trainings commenced in May of that year. Since that time, the Curriculum Committee has not met. The Act 80 Group thanks the Curriculum Committee members for their critical contribution to these trainings.

The curriculum for the six-hour basic awareness training was finalized and the class called “Interacting with People Experiencing a Mental Health Crisis” was offered starting in May of 2006. “Interacting with People Experiencing a Mental Health Crisis” has become part of the VCJTC’s standard in-service course offerings. VCJTC is committed to continuing to offer the class.

As of 12/31/13, 68% (853) of full-time certified officers in Vermont have attended “Interacting with People Experiencing a Mental Health Crisis”. In addition 21% (76) of Vermont’s part-time officers have received the training. The overall percentage of officers trained in Vermont is now at 58%, which reflects a 13% increase from 2011.

In addition, since 2006, approximately 200 other individuals have also received the training. This category of individuals includes civilians (i.e. dispatchers) and those that are no longer employed in Vermont as a law enforcement officer. We continue to be encouraged by the growing number of attendees and departments participating in the training. See Appendix C.

The Attorney General’s Office has been delegated the authority for the management of $20,000.00 appropriated in Sec. 34 of Act 79 of the 2012 Legislative Session, to be used for assisting law enforcement officers during the performance of their duties in their interactions with persons exhibiting mental health conditions. The Attorney General’s Office will track all expenditures for this appropriation. Sec. 34 provides authorization to carry the balance of the amount forward in order for it to be used for the implementation of the appropriate training programs. No funds have been expended in 2013; however, a working group will be formed in order to evaluate ways to enhance the current training, both in terms of content and expanded access.
The VCJTC will plan, present and administer the trainings. The Attorney General’s Office will coordinate and assist the VCJTC with the planning, administration and presentation of the trainings.

**TRAINING PLAN**

The goal of the Act 80/Act 79 project is to improve police officers’ competency in responding to people with mental illness by providing high quality, comprehensive, affordable and convenient training.

**OBJECTIVES**

1. Identify specific training needs.
2. Develop a comprehensive curriculum.
3. Offer high quality training that is affordable and convenient to all police officers in Vermont.
4. Establish a model training program that becomes part of the VCJTC standard in-service course offerings.

1. **Identify specific training needs**

Training needs were determined by the training needs assessment conducted during the first year of this project and under the guidance of the original Act 80 Advisory Group comprised of major stakeholders. The training goals identified are detailed in the next section.

2. **Develop a Comprehensive Curriculum**

A six-hour awareness level training program was developed. It was created to meet the following training goals:

- to increase officers’ awareness of issues regarding interaction with people who have psychiatric and/or developmental disabilities.

- to provide officers with tools to assist them in de-escalating people in crisis. The following issues are emphasized:
  - maximize officer and civilian safety,
  - increase the officer’s effectiveness,
  - increase the officer’s professionalism, and
  - decrease civilian complaints and civil liability issues.

- Recognizing that a person’s credibility is sometimes questioned based on his or her disability, this training is designed to increase an officer’s awareness of the
issues around stereotypes and stigma. Verbal and non-verbal communication skills are stressed (demonstrating active listening skills; being clear and concise; thinking of alternative ways to communicate with people who may have temporary or permanent cognitive difficulty; etc.).

- To also train officers on:
  - mental health conditions/disorders,
  - recognition of a disability,
  - Vermont laws related to mental health treatment and voluntary and involuntary hospitalization procedures,
  - Americans with Disabilities Act of 1990, as amended in 2009
  - the roles of the mental health system and the police, and
  - state and local resources.

The leaders of this project felt strongly that stakeholders with a wide array of perspectives should participate and that individuals who have been diagnosed with a psychiatric disability must be included in order for the training to be of the highest quality. These individuals’ perspectives on issues such as stereotypes, stigma, involuntary treatment and legal issues are invaluable. The involvement of Peer Education Program Staff from Washington County Mental Health Services has been very well received. The Staff present on their experiences with mental illness and how it has affected their lives, any positive or negative experience they have had with police, suggestions for how to have the most positive interactions, and also answer any questions that students have. We are tremendously grateful for the peer educators’ participation and their perspective has been crucial to the success of these trainings.

The Act 80/Act 79 Advisory Groups are very appreciative of the support and commitment demonstrated by the VCJTC and the law enforcement community to these critical trainings.

<table>
<thead>
<tr>
<th>RECOMMENDATIONS</th>
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</table>

In 2013, the Advisory Group met three times, in June, August, and November. The group reviewed and updated the PowerPoint that is used as part of the training. The Advisory Group also engaged in extensive discussions on how best to further the goals of the Act 80 training and, based on those discussions, make the following recommendations.

1. Provide funds to the Vermont Criminal Justice Training Council to continue trainings and develop an evaluation of the existing curriculum. (Note there is $20,000 carryover funds available from the 2012 appropriation.)
2. Form a working group, within the Act 80 Advisory group, to identify methods and technology that will enhance the content and accessibility of the training and to create a guide for supervisors.

3. Explore methods to evaluate and determine the effectiveness of the current training. Collaborate with the Vermont Center for Justice Research to help identify evaluation options and engage community partners, including peers, to encompass broader feedback.

4. Review the content of Act 80 training and concurrent types of training (for example the “Team Two Training” and training occurring at hospitals) in order to insure consistency and to eliminate contradictory messages.

5. Require Act 80 training to be mandatory for Vermont law enforcement.

6. Mandate Act 80 training as a requirement of conducted electrical weapons (CEW) certification.

7. Require statewide development and implementation of mobile crisis response teams.

8. Identify and publicize existing, successful, collaborative police/social worker programs. Explore state, local and federal funding strategies to implement such programs.

9. Explore collaboration with other professionals who are interested in benefiting from the Act 80 training.

10. Identify an entity or individuals to coordinate regional/local conversations between law enforcement, crisis workers, service providers, and peer-supports.

CONCLUSION

The Office of the Attorney General and the Vermont Criminal Justice Training Council are honored to have this opportunity to administer these critical trainings and funds. We welcome advice from the Administration, the Legislature, and the public on the development and implementation of these trainings.
APPENDIX A

Act 80 Advisory Group

Cindy Maguire
Assistant Attorney General
Attorney General’s Office
109 State Street
Montpelier, VT 05609 652-4137
cindy.maguire@state.vt.us

Robert Appel
P.O. Box 340
Hinesburg, VT 05461 482-2905
rappel@kohnrath.com

Dena Monahan
Sr. Assistant Attorney General
Department of Mental Health
109 State Street
Pavilion Building
Montpelier, VT 05609 828-3172
dena.monahan@state.vt.us

Max Barrows
Green Mountain Self Advocates
2 Prospect Street, Suite 6
Montpelier, VT 05602
max@gmsavt.org

Wendy Beinner
NAMI
162 South Main Street
Waterbury, VT 05676 241-1396
wbeinner@namivt.org

Keith Clark
Sheriff, Windham County
11 Jail Street
Newfane, VT 05345 365-4942
kclark@windhamsheriff.com

Anne Donahue
148 Donahue Drive
Northfield, VT 05663 485-6431
counterp@tds.net
Nick Emlen  
Vermont Council of Developmental and Mental Health Services  
137 Elm Street  
Montpelier, VT 05602  
223-1773  
nick@vtcouncil.org

Chief Anthony Facos  
Montpelier Police Department  
1 Pitkin Court  
Montpelier, VT 05602  
223-3445  
afacos@montpelier-vt.org

Allen Gilbert  
Executive Director  
ACLU-VT  
137 Elm Street  
Montpelier, VT 05602  
223-6304  
agilbert@acluvt.org

Brooke Hadwen  
Burlington Police Department  
Burlington, VT  
bhadwen@bpdvt.org

Kathy Holsopple  
Vermont Federation of Families for Children’s Mental Health (VFFCMH)  
PO Box 507  
Waterbury, VT 05676  
876-7021  
kholsopple@vffcmh.org

Kathi Johnson-Turnbaugh  
27 Carrigan Road  
Moretown, VT 05660  
496-4147  
kathleenJt@gmavt.net

George Karabakakis  
HealthCare and Rehabilitation Services of Southeastern Vermont  
390 River Street  
Springfield, VT 05156  
886-4567 ext 2135  
gkarabak@hcrs.org
Karen Kurrle  
Washington County Mental Health  
P.O. Box 647  
Montpelier, VT 05601  229-0591  
karenk@wcmhs.org  

Bill Lippert  
2751 Baldwin Road  
Hinesburg, VT 05461  482-3528  
wlippert@leg.state.vt.us  

Alice Maynard  
Quality Management Chief  
Child, Adolescent, and Family Unit  
Department of Mental Health  
108 Cherry Street  
P.O. Box 70  
Burlington, VT 05402-0070  951-1222  
alice.maynard@state.vt.us  

Jack McCullough  
Vermont Legal Aid  
P.O. Box 540  
Montpelier, VT 05676-0540  241-3222  
Jmccullough@vtlegalaid.org  

Nick Nichols  
Department of Mental Health  
Redstone Building  
26 Terrace Street  
Montpelier, VT 05602  828-3817  
nick.nichols@state.vt.us  

Alice Nitka  
P.O. Box 136  
Ludlow, VT 05149  228-8432  
anitka@leg.state.vt.us  

David Notte  
Vermont State Police  
103 South Main Street  
Waterbury, VT 05676-2101  241-5342  
david.notte@state.vt.us
Laurie Pontbriand  
Washington County Mental Health  
P.O. Box 647  
Montpelier, VT 05601-0647  
223-6328  
lauriep@wcmhs.org

Karen Richards  
Executive Director  
Human Rights Commission  
14-16 Baldwin Street  
Montpelier, VT 05602-3301  
828-2482  
karen.richards@state.vt.us

AJ Ruben  
Disability Rights Vermont  
141 Main Street  
Suite 7  
Montpelier, VT 05601  
229-1355  
aj@disabilityrightsvt.org

Michael Sabourin  
PO Box 92  
Danville, VT 05828  
426-2133  
mothvet@yahoo.com

Anna Saxman  
Office of Defender General  
14 Baldwin Street  
Montpelier, VT 05633  
828-3168  
anna.saxman@state.vt.us

Michael Schirling  
Burlington Police Department  
1 North Ave.  
Burlington, VT 05401  
658-2705  
mschirling@bpdvt.org

Cindy Taylor-Patch  
Vermont Criminal Justice Training Council  
317 Sanatorium Rd.  
Pittsford, VT 05763  
483-6228  
cindy.taylor@state.vt.us
Karen Topper  
2 Prospect Street, Suite 6  
Montpelier, VT 05602  
229-2600  
topper@gmsavt.org

Vermont Coalition for Disability Rights  
73 Main St. Room 402  
Montpelier, VT 05602  
223-6140  
vcdr@sover.net

Laura Ziegler  
PO Box 164  
Plainfield, VT 05667  
zieweed@yahoo.com
APPENDIX B

Act 80 Original Curriculum Committee

Sherry Burnette, Ph.D.
AHS Trauma Coordinator (NOTE: Position has since been eliminated)
State of Vermont
Agency of Human Services
103 South Main Street
Waterbury, VT 05671 241-4576
sherryb@wpgate1.ahs.state.vt.us

Jocelyn Hard
Victim Advocate
Disability Rights Vermont
141 Main Street
Suite 7
Montpelier, VT 05601 229-1355
jocelyn@disabilityrightsvt.org

Larry Lewack
Executive Director,
NAMI-VT
132 S. Main Street
Waterbury, VT 05676 244-1396
namivt1@verizon.net

Alice Maynard
Quality Management Chief
Child, Adolescent, and Family Unit
Department of Mental Health
Wasson Hall
103 South Main Street
Waterbury, VT 05676-2510 241-4028
amaynard@state.vt.us

Mary Moulton
Director, Emergency Services
Washington County Mental Health
marym@wcmhs.org

Bill Newhall
Another Way
PO Box 264
Montpelier, VT 05601
Laurie Pontbriand Washington County Mental Health
LaurieP@WCMHS.org

AJ Ruben Disability Rights Vermont
141 Main Street
Suite 7
Montpelier, VT 05602 229-1355, ext. 103
aj@disabilityrightsvt.org

Michael Sabourin
PO Box 92
Danville, VT 05828 426-2133
mothvet@yahoo.com

Cindy Taylor-Patch, MA
Training & Curriculum Development Coordinator
Vermont Criminal Justice Training Council
317 Sanatorium Rd.
Pittsford, VT 05763 483-6228 ext.31
cindy.taylor@state.vt.us

Lianne Tuomey, Captain
University of Vermont
Burlington, VT
Police Services

Laura Ziegler
PO Box 164
Plainfield, VT 05667
zieweed@yahoo.com
## APPENDIX C

### Vermont Officers, by Agency, Who Have Received Act 80 Training

<table>
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<th>Agency Name</th>
<th>Total Trained</th>
<th>Total Employees</th>
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<td>Stowe Police Department</td>
<td>3</td>
<td>18</td>
<td>17%</td>
</tr>
<tr>
<td>Swanton Police Department</td>
<td>2</td>
<td>14</td>
<td>14%</td>
</tr>
<tr>
<td>Thetford Police Department</td>
<td>3</td>
<td>4</td>
<td>75%</td>
</tr>
<tr>
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<tr>
<td>Agency</td>
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<tr>
<td>UVM Police Services</td>
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</tr>
<tr>
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<td>339</td>
<td>95%</td>
</tr>
<tr>
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<td>8</td>
<td>63%</td>
</tr>
<tr>
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</tr>
<tr>
<td>VT Department of Fish &amp; Wildlife</td>
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</tr>
<tr>
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<td>16</td>
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</tr>
<tr>
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</tr>
<tr>
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<td>6</td>
<td>33%</td>
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<tr>
<td>Wallingford, Town of</td>
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<td>50%</td>
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<tr>
<td>Warren, Town of</td>
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<td>3</td>
<td>33%</td>
</tr>
<tr>
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<td>38</td>
<td>66%</td>
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<td>100%</td>
</tr>
<tr>
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<td>10%</td>
</tr>
<tr>
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<td>21</td>
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<tr>
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<td>11</td>
<td>45%</td>
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<td><strong>Total:</strong></td>
<td><strong>968</strong></td>
<td><strong>1768</strong></td>
<td><strong>55%</strong></td>
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