

ILLINOIS STATE POLICE DIRECTIVE OPS-092, DEFLECTION INITIATIVES

RESCINDS: New Directive	REVISED: 08-17-2023 2023-167
RELATED DOCUMENTS: OPS-043, OPS-044, OPS-045	RELATED CALEA STANDARDS (6th Edition): 1.1.3, 1.2.6, 1.2.7, 42.2.6, 43.1.3, 43.1.5, 44.1.1, 41.1.2, 44.1.3, 44.2.1, 44.2.4, 82.1.2

I. POLICY

The Illinois State Police (ISP) Division of Patrol (DOP) and Division of Criminal Investigation (DCI), in partnership with the Metropolitan Enforcement Groups (MEGs) and Multi-Jurisdictional Task Force organizations participating in the Center for Health and Justice (CHJ) Deflection programs, will follow Solution Action Plans (SAPs) developed for their units in their respective jurisdictions to ensure effective use of available resources.

II. DEFINITIONS

- II.A. Deflection – a program in which a peace officer or member of a law enforcement agency or other first responder facilitates contact between an individual and a licensed substance use treatment provider or clinician for assessment and coordination of treatment planning, including co-responder approaches that incorporate behavioral health, peer, or social work professionals with law enforcement or other first responders at the scene. This facilitation includes defined criteria for eligibility and communication protocols agreed to by the law enforcement agency or other first responder entity and the licensed treatment provider for the purpose of providing substance use treatment to those persons in lieu of arrest or further justice system involvement.
- II.B. Deflection Case Manager – a person contracted to coordinate and oversee Deflection services assisting persons in gaining access to needed social, educational, medical, substance use and mental health treatment, and other services. This person may come from a multitude of entities identified by the Department of Human Services (DHS).
- II.C. Metropolitan Enforcement Group (MEG) – a combination of units of local government established under 30 ILCS 715/Intergovernmental Drug Laws Enforcement Act, to enforce the drug laws of the State of Illinois.
- II.D. Multi-jurisdictional Task Force – a cooperative investigative/enforcement undertaking directed toward suppression of selected criminal activities and supported by a formal intergovernmental agreement between the Department and municipal/county law enforcement agencies.

III. PROCEDURES

- III.A. The primary role of the ISP DOP, DCI, MEGs, and Multi-Jurisdiction Task Forces is to identify any collateral persons associated with an investigation that would be eligible for deflection to a Deflection Case Manager. The purpose of deflecting collateral persons includes:
 - III.A.1. Prevent repeated law enforcement contacts
 - III.A.2. Addressing substance use for community improvement
 - III.A.3. More choices for law enforcement to improve the quality of life of Illinois citizens
- III.B. The five pathways to deflection are as follows:
 - III.B.1. Self-Referral: An individual voluntarily initiates contact with a first responder agency (law enforcement, fire services, or EMS) for treatment referral. If the contact is initiated with a law enforcement agency, the individual makes the contact without fear of arrest.
 - III.B.2. Active Outreach: A first responder intentionally identifies or seeks out individuals with a substance use disorder (SUD) to refer them to, or engage them in, treatment; a team consisting of a clinician and/or peer with lived experience often does the outreach.

- III.B.3. Naloxone Plus: A first responder and program partner (often a clinician or peer with lived experience) conducts outreach specifically to individuals who have experienced a recent overdose to engage them in and provide linkages to treatment.
- III.B.4. Officer/First Responder Prevention: During routine activities such as patrol or response to a service call, a first responder conducts engagement and provides treatment referrals.
NOTE: If law enforcement is the first responder, no charges are filed, or arrests are made.
- III.B.5. Officer Intervention (only applicable for law enforcement): During routine activities such as patrol or response to a service call, law enforcement engages and provides treatment referrals or issues (noncriminal) citations to report to a program. Charges are held in abeyance until treatment and/or a social service plan is successfully completed.
- III.C. The MEG Director, Task Force Commander, DOP Supervisor, DCI Supervisor, or their designee will contact the assigned Deflection Case Manager once the decision to deflect an individual is made. Preferred methods of contacting a Deflection Case Manager are established by each individual site.
- III.D. DOP and DCI personnel shall deflect an individual to a MEG or Task Force only after receiving approval from a MEG Director or Task Force Commander, or their designee.
 - III.D.1. DOP and DCI personnel shall document their incident disposition as a Criminal Deflection in TraCS, or the approved MEG report writing program, for all classes initiated by their unit.
 - III.D.2. Upon the disposition of a Criminal Deflection, DOP and DCI personnel shall follow appropriate evidence handling procedures for any evidentiary items seized during the incident.
 - III.D.3. DOP and DCI personnel shall be responsible for evidence disposal from any case resulting from a Criminal Deflection initiated by their respective units.
- III.E. Follow-up from a Deflection will be the responsibility of the MEG Director, the Task Force Commander, or their designee.
 - III.E.1. The MEG Director, Task Force Commander, or their designee shall evaluate a Deflection referral with the assigned Deflection Case Manager within 90 days of the date of referral (at least once per quarter) to determine the success of referral for all cases resulting from a Criminal Deflection initiated by their unit.
 - III.E.2. The MEG Director, Task Force Commander, or their designee, will be responsible for submitting unsuccessful Criminal Deflection cases to a prosecuting attorney as appropriate, and disposing case evidence from any case resulting from a Criminal Deflection initiated by their unit.
 - III.E.3. For statistical reporting purposes, DOP and DCI Criminal Deflections will be counted by the MEG or Task Force that approved the deflection.

-End of Directive-