



OFFICE OF THE ATTORNEY GENERAL

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RESPONSE SUBCOMMITTEE

Substance Use Response Group (SURG)

May 9, 2022, 12:30-2:00 pm

<https://us06web.zoom.us/j/87697998209>

**1. CALL TO ORDER AND
ROLL CALL TO ESTABLISH
QUORUM**

Chair Tolles

1. Call to Order and Roll Call to Establish Quorum

Name	SURG ROLE	Committee Role
Gina Flores-O'Toole	SUD Treatment Provider	Member
Shayla Holmes	Rural Human Services (Lyon County)	Member
Christine Payson	Sheriffs' & Chiefs' Assoc.	Member
Dr. Terry Kerns	Attorney General Appointee	Member
Jill Tolles	Assembly Minority Appointee	Chair
Dr. Stephanie Woodard	DHHS Director Appointee	Member

2. PUBLIC COMMENT

Public Comment

- Public comment will be received via the Zoom Meeting. Public comment shall be limited to three (3) minutes per person (this is a period devoted to comments by the general public, if any, and discussion of those comments). No action may be taken upon a matter raised during a period devoted to comments by the general public until the matter itself has been specifically included on an agenda as an item upon which action may be taken pursuant to NRS 241.020.

**3. REVIEW AND APPROVE
APRIL 11, 2022 MEETING
MINUTES**

Chair Tolles

4. PRESENTATIONS FROM LAW ENFORCEMENT AGENCIES

PRESENTATION TO THE SURG RESPONSE SUBCOMMITTEE

Christine Payson, NV HIDTA Drug Intelligence Officer

Kimber Davis, Manager Investigative Support Center/ NV HIDTA

Disclosures

None

Current Programs in Clark County

LIMA

Homeless Outreach

CIT

ORT

School and Community Outreach

HIDTA/ORS Public Health and Public Safety Partnerships

Special Populations

Veterans, elderly persons and youth;

Persons who are incarcerated, persons who have committed nonviolent crimes primarily driven by a substance use disorder and other persons involved in the criminal justice or juvenile systems;

Pregnant women and the parents of dependent children;

Lesbian, gay, bisexual, transgender and questioning persons;

People who inject drugs; (as revised)

Children who are involved with the child welfare system, and

Other populations disproportionately impacted by substance use disorders.

LIMA Program

Law Enforcement Intervention for Mental Health & Addiction

- A nine-to-12-month prebooking diversion program developed to address low-level drug crimes
- Enables Las Vegas Metropolitan Police Department (LVMPD) officers to redirect low-level drug offenders to engage in community-based services
- The goal is to divert eligible individuals to services to improve public safety and reduce criminal activity
- Charges are held in abeyance pending completion of a treatment program

Homeless Outreach Teams

- The Homeless Outreach Team is equipped with resources and knowledge not readily available to patrol officers
- The team was implemented with the goal of bringing these resources and training to the unhoused citizens within Clark County
- This new approach by LVMPD is an effort to lower the number of unhoused individuals requiring law enforcement or medical responses

Crisis Intervention Team CIT

Officers with the Crisis Intervention Team (CIT) receive specialized training to provide direction and guidance on events involving:

- Persons who are in crisis
- Persons showing signs and symptoms of excited delirium
- Persons who are believed to have a mental illness
- Persons with a developmental disability

Overdose Response Team

- Investigate Scene of overdose
 - The mission of the ORT is to reduce fatal and non-fatal overdose incidents by developing investigative leads and identifying the drug sellers and traffickers responsible for creating these deadly situations.

The four fundamental elements that form the strategy of this mission are:

- (1) Creating a cross-disciplinary collaboration between public safety and public health agencies at the federal, state and local levels
- (2) Reducing drug availability
- (3) Preventing drug overdoses
- (4) Making treatment and recovery available to victims and families impacted by overdoses.

School and Community Outreach

- Several school presentations done by HIDTA and Law Enforcement
- Coordinating with PACT Coalition for a formalized and cohesive school presentation together
- Looking at developing a teach the teacher version
- Four 15 second videos to get the message out to younger audiences about fentanyl (not finalized yet)
 - A more upbeat message to 6th-8th graders
 - The additional videos will be more sobering which will target older teens

HIDTA/ORS Public Health and Public Safety Partnership

HIDTA (High Intensity Drug Trafficking Area)

Created by Congress in 1988, the High Intensity Drug Trafficking Areas (HIDTA) Program coordinates and assists Federal, State, Local, and Tribal law enforcement agencies (LEAs) to address regional drug threats with the purpose of reducing drug trafficking and drug production in the United States

ORS Overdose Response Strategy

The Overdose Response Strategy is an unprecedented and unique collaboration between public health and public safety, created to help local communities reduce drug overdoses and save lives by sharing timely data, pertinent intelligence and innovative strategies

HIDTA/ORS Public Health and Public Safety Partnership

ORS Overdose Response Strategy

- Funded by the Office of National Drug Control Policy and the Centers for Disease Control and Prevention
- The mission of the Overdose Response Strategy is to help communities reduce fatal and non-fatal drug overdoses by connecting public health and public safety agencies, sharing information, and supporting evidence-based interventions

What's Working Well

LIMA

- Several graduations
- Low recidivism

ORT Overdose Response Team

- Putting together solid cases for prosecution, and eliminating a source of supply
- Bringing awareness to:
 - Community
 - Offenders
 - People who use drugs

Recourses provided “We Care Booklet”

ODMAP

- We have been one of the only states to have every county represented in ODMAPs

What's Working Well

Homeless Outreach Teams

Conduct outreach to the unhoused population valley-wide and is available to assist officers upon request

Works with community service providers to offer social services and assistance to the unhoused population in the community

Crisis Intervention Team CIT

Is a model of police-based crisis intervention training to help persons with mental disorders and/or addictions access medical treatment rather than place them in the criminal justice system due to illness-related behaviors. It also promotes officer safety, and the safety of the individual in crisis.

Gaps ORT

ORT RESPONSE CRITERIA

ORT will respond in cases of an overdose where the preliminary investigation finds:

1. A fatal overdose involving two (2) or more persons.
2. A fatal overdose that is linked to another fatal overdose incident.
3. A nonfatal overdose involving two (2) or more persons when any of the following exist:
 - A) A physical substance is present;
 - B) A witness to the overdose is identified;
 - C) Telephonic or electronic evidence of contact with a source exists; or,
 - D) One or more victims wish to cooperate.
4. A substantial amount of heroin or fentanyl is present.
5. Counterfeit pills are present.
6. Evidence suggests immediate action can be taken to identify the drug supplier.

Gaps AB236

According to the DEA, in most people, a lethal dose of fentanyl is around 2mg.

Under AB 236, a dealer would need to be found with the following weight of fentanyl to receive a penalty:

Gaps AB263 Cont.

Weight/Penalty (potential deaths when comparing 2 milligrams to grams of fentanyl):

- Less than 14g: deferral (potential to kill 6,995 people)
 - Prior law: less than 4g – low level trafficking
- Greater than 14g less than 28g: 1-4 years (potential to kill 13,995 people)
 - Prior law: 4g-28g – mid level trafficking
- Greater than 28g less than 42g: - 1-10 years (potential to kill 20,995 people)
 - Prior law: 28g or more – high level trafficking
- Greater than 42g but less than 100g: 2-15 years (potential to kill 49,995 people)

Recommendations

- Funding for an independent medical examiner reports that verify the specific cause of death in overdose cases where the source of the drug supply has been identified and can be prosecuted. DA wants these causation experts to provide the reports before they'll go forward with prosecution, particularly in cases where there are poly-drugs in the victim's system
- Funding an API for the ODMAP system
- Funding for additional police Overdose Response Teams, to respond to and investigate overdose related crimes by developing leads that identify drug dealers and traffickers responsible for bringing deadly drugs into the region.
- Due to the increases in fentanyl related overdose deaths and seizures in Nevada, an amendment to AB 236 should be implemented which would assign lengthier prison sentences to dealers that sell fentanyl, with or without knowledge, in the state of Nevada. If a dealer's drug sales are directly correlated to an overdose event, fatal or non-fatal, additional charges should be applied. Trafficking weights of fentanyl should also be lowered to previous law standards. The cost of housing a fentanyl related drug dealer should not outweigh the life of a Nevadan nor the safety of the community.

Contact Information

Name	Christine Payson
Title	Drug Intelligence Officer
Phone	702-343-1803
Email	cpayson@lvmpd.com

5. REVIEW SUBCOMMITTEE RECOMMENDATIONS

6. PUBLIC COMMENT

Public Comment

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ADDITIONAL INFORMATION, RESOURCES & UPDATES AVAILABLE AT:

[https://ag.nv.gov/About/Administration/Substance
Use Response Working Group \(SURG\)/](https://ag.nv.gov/About/Administration/Substance_Use_Response_Working_Group_(SURG)/)



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7. ADJOURN
