

State Criminal Justice Coordinating Council: Meeting Minutes

Co-Chairs: Secretary Cathy Jess and Attorney General Brad D. Schimel

Friday, August 17, 2018 10:00 a.m. – 12:00 p.m.

State Bar of Wisconsin, 5302 Eastpark Blvd., Madison, WI 53707

Members Present:	Attorney General Brad D. Schimel, Secretary Cathy Jess, Lake Delton Police Chief Dan Hardman, Bayfield County Administrator Mark Abeles-Allison, Secretary Eloise Anderson, Tiana Glenna, Jane Graham Jennings, Rock Country District Attorney David O’Leary, Mishelle O’Shasky, Patti Jo Severson, State Public Defender Kelli Thompson, Oneida Tribal Police Chief Rich Van Boxtel
Members Not Present:	Secretary Ray Allen, Mark Clements, Secretary Linda Seemeyer, Mallory O'Brien, Director of State Courts Randy Koschnick, Chief Judge Scott Needham
DOJ Staff:	Connie Kostelac, Matt Raymer, Sara Tupper, Stacy Lenz
Other Attendees:	Megan Jones-DOC, Diane Fremgen, Chief Judge Jennifer Dorow, Chief Judge Maxine White, Dashed Young-DCF

APPROVAL OF 4/11/18 MEETING MINUTES

The meeting was called to order by Attorney General Brad Schimel, who welcomed Secretary Jess to the Council.

A motion was made to approve the April 11, 2018 meeting minutes, and the minutes were unanimously approved.

NIC EVIDENCE – BASED DECISION MAKING INITIATIVE UPDATE

The committee discussed the current status and progress of the EBDM Initiative.

- NIC opened a request for proposal regarding additional technical assistance for the EBDM Initiative. The request for proposal will close on September 1st. Following the RFP process, it is anticipated that Wisconsin will be provided additional technical assistance on various projects related to EBDM, although it is not clear at this time the extent or timeline of this additional technical assistance.
- **Pretrial Pilots** – The pilots have had continued issues with getting a pretrial risk assessment implemented due to not having access to NCIC, for the information to do the assessment.
 - Federal rules have changed regarding who can access the information to do the assessment, the independent agency creating the report must be law enforcement affiliated. Other requirements include the agency having to do pretrial services directly and a substantial amount of the budget needs to be towards criminal justice administration.
 - Many criminal justice stakeholders outside of the pretrial pilots have expressed the concern with this issue.
 - The counties have been looking to the state for advice on how to get this information shared. Counties do not have the funding to hire someone internally to work on this issue, many have contracted with another agency to move forward.
 - Other: The DOJ has a final agreement with the Arnold Foundation regarding the pretrial pilots and works to get MOUs signed during this time.
- **Study Committee on Bail and Conditions of Pretrial Release** – This committee met for the first time on August 16, and it includes many EBDM stakeholders.
 - The committee started their work with a look into the statutes and legislative issues at the state and federal level regarding bail. This also includes reviewing what other states are doing.
- **Jail Reentry** – Eau Claire and Bayfield County representatives Tiana Glenna and Mark Abele-Allison provided a brief update for the subcommittee on the progress of their Jail Reentry projects.
 - Eau Claire - The county project has been focused on those incarcerated for thirty days or longer to help determine the needs of when they are released (treatment, housing, etc.).

- Bayfield – The county project has been coordinating with Northland College and is meeting with stakeholders every few months. They are working to provide classes to those recently released.
- **EBDM Expansion** – A recent survey sent to the counties have identified at least 40 counties who are interested in participating in the EBDM Initiative moving forward. Expansion efforts will move forward in 2019, when NIC technical assistance is provided.

TREATMENT ALTERNATIVES AND DIVERSION PROGRAM UPDATES

- Connie Kostelac presented on TAD, including the history, benefits, timeline, and programs currently in operation.
 - The State CJCC’s Behavioral Change Interventions Subcommittee is now the advisory group for TAD.
 - The Subcommittee has been working on the violent offender clarification, and DOJ has created a flow chart to help TAD programs identify potential participants as violent or non-violent.
 - Updates to the Comprehensive Outcomes, Reporting, and Evaluation (CORE) Reporting System will be made moving forward.

PEW-MACARTHUR RESULTS FIRST INITIATIVE

- Wisconsin began using the Results First program in 2014, through the State CJCC. The project was initially housed in Wisconsin DOC, but Results First is supposed to be used for broader cost benefit analysis than solely criminal justice. As a result of not being able to progress to better meet these broader goals for the Initiative, access to the program was taken away by Results First.
 - The Results First provides a cost benefit analysis, which is a requirement under TAD.
 - Results First needs to be held at an agency with “broad authority.”
 - The committee discussed the issue, and will look to continue to highlight these issues in future discussions.

DIVERSION STANDARDS REVIEW/DISCUSSION

- Matt Raymer and Tiana Glenna updated the group on the Diversion Standards for pre- and post-charge programs, which have been developed as part of the EBDM Initiative to provide guidance to county diversion programs/those interested in developing a diversion program.
 - Three regional trainings on these standards take place in September and October 2018.
 - Any suggestions to the standards can be sent to Matt Raymer.

STATE CJCC ANNUAL REPORT

- Matt Raymer reviewed the 2017 State CJCC Annual Report, recapping the accomplishments for the year. Mark Abeles-Allison made a motion to approve under the condition that there was a short note added about the Results First challenges. State Public Defender Kelli Thompson seconded the motion and it was unanimously approved by the Council.

JAG UPDATE

- As the governing body for the Byrne JAG program, the State CJCC was briefed on the state’s FY18 application. The federal JAG application has also been posted on the CJCC website for public review and comment. Current funding priorities include drug enforcement, data improvement efforts, as well as funding EBDM initiatives, such as the Jail Reentry and Pretrial Pilots.

DATA SHARING/OTIS SUBCOMMITTEE

- The subcommittee had been working on the Enhanced State Data Sharing Project (ESDS), which focuses on sharing of state identification numbers to able to link records across various state systems. The project was completed earlier this year.
 - Moving forward, the subcommittee will be working on the proof of concept for data sharing.

NEXT STEPS AND FUTURE MEETINGS

The next meeting will be scheduled later this fall. Discussions on resolving the Results First access issue will continue.

PUBLIC COMMENT

There was no public comment.

MOTION TO ADJOURN

A motion to adjourn was made by Mishelle O'Shasky and seconded by State Public Defender Kelli Thompson. The meeting adjourned at 12:00 pm.

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