

# State Criminal Justice Coordinating Council: Meeting Minutes

Co-Chairs: Attorney General Josh Kaul and Department of Corrections Secretary Kevin Carr

Wednesday, June 8, 2022, 1:00 p.m. – 3:00 p.m.

Virtual Meeting

<b>Members Present:</b>	Attorney General Josh Kaul, Secretary Kevin Carr, Lt. Governor Mandela Barnes, State Public Defender Kelli Thompson, Mark Abeles-Allison, Chief Daniel Hardman, District Attorney John Chisholm, Jane Graham Jennings, Pamela McGillivray, Hon. Elliott Levine, Hon. Randy Koschnick, Holly Audley (DHS), Fran Deisinger, Patti Jo Severson
<b>Members Not Present:</b>	Joaquin Altoro, Chief Judge Greg Huber, Tiana Glenna, Hon. Jo Deen Lowe, Vanessa McDowell
<b>DOJ Staff:</b>	Ashley Viste, Steve Wagner, Chris McKinney, Mike Austin, Lara Kenny, Donna Hahn, Brad Kelly, Marsha Schiszik, David Rinderle, Chris Henning, Mike Derr, Shannon Ladwig, Ashley Billig
<b>Other Attendees:</b>	Adam Plotkin, Megan Jones, Melissa Roberts, Patricia Koppa, Supreme Court Justice Rebecca Dallet, Constance Kostelac, DA Kimberly Lawton, Katie Domina, Heather Kierzek, Erika Schoot, Kevin Reddy, Mark Rohrer

The meeting was called to order by Secretary Kevin Carr at 1:03 p.m.

## APPROVAL OF 9/8/2021 MEETING MINUTES

Motion was made by Mark Abeles-Allison and seconded by State Public Defender Kelli Thompson to approve the 9/8/2021 and 3/9/2022 meeting minutes. The motion was approved.

## UPDATE FROM SUBCOMMITTEES:

### RACE EQUITY, INCLUSION, AND ACCESS SUBCOMMITTEE

Supreme Court Justice Rebecca Dallet updated the council on the Race Equity, Inclusion, and Access Subcommittee (REIA). Subcommittee members discussed if supplementing the jury list with the statutorily approved lists found in [Wis. Stat. §756.04](#) would increase representation on juries. It was shared that previous analysis showed the state as a whole has a good inclusiveness rate. However, Justice Dallet shared that Milwaukee County has a 79% inclusiveness rate which is below the National Center for State Courts 85% inclusiveness goal. Adam Plotkin and Rhonda Frank-Loron volunteered to work on a proof of concept to show if the process of supplementing the list will be helpful to the goal of diversifying juries.

Justice Dallet discussed the jury flyer from Milwaukee indicating that improvement could be made to make it more welcoming including by changing some of the language. She also spoke about ways Milwaukee can help the jury pool selection by offering higher jury pay, paid parking, and finding out if any pay could affect existing state benefits they receive. State Public Defender Thompson is also going to reach out to New York to learn from them.

Justice Dallet updated the council there is a meeting this week on Jury Instructions which should include a vote. The final discussions should happen at that meeting and most of the language the subcommittee proposed should be adopted. She will update the council at the next meeting.

Justice Dallet raised an awareness to the full council and shared the opportunity to submit a letter on the Wisconsin State Bar's Petition to include diversity training as an allowable training to obtain continuing legal education credits. The Rules Petition is provided at: [www.wicourts.gov/scrules/pending/2201.htm](http://www.wicourts.gov/scrules/pending/2201.htm)

### EVIDENCE-BASED DECISION MAKING SUBCOMMITTEE

State Public Defender Kelli Thompson updated the council on the Evidence-Based Decision Making Subcommittee (EBDM). The Pre-trial sites presented to the EBDM subcommittee and noted that they have run into limitations due to COVID. The subcommittee will also work on priorities for the other counties that do not have pre-trial.

The subcommittee is reviewing and working on the bail reform bill and will be bringing information to the full council at the next meeting.

The EBDM subcommittee had a fascinating presentation on the Opioid Settlement funds Wisconsin is receiving. The subcommittee will update the full council at the next meeting. Thompson suggested that the CJCC received an Opioid Settlement presentation.

State Public Defender Thompson let the full council know a prosecutor member is needed on the EBDM subcommittee so please let DOJ staff or her know if anyone is interested.

### TREATMENT ALTERNATIVES AND DIVERSION SUBCOMMITTEE

State Public Defender Kelli Thompson updated the council on the Treatment Alternatives and Diversion Subcommittee (TAD). Sara Benedict has been named the co-chair of the subcommittee. Sara has been a member of the subcommittee for years.

The subcommittee formed a legislative work group to work on the TAD statute for the new budget biennium. The group will also be working on funding priorities which will include requesting more staffing for DOJ, which has been requested in the past. The expansion of TAD has always included more funding which is always good, but it needs to also include more staff.

The Attorney General suggested the CJCC take a public stand on needed resources for DOJ staff as part of budget process.

### DATA SHARING/OTIS SUBCOMMITTEE

Megan Jones, Connie Kostelac Co-Chairs of the Data Sharing Subcommittee, updated the council on the Data Sharing/OTIS Subcommittee.

Kostelac reported the subcommittee is working on updating the Demographic Data Flow chart, updating the Framework for Recidivism document, and Data Sharing MOU is just waiting for DHS to finalize the document. Work on the Justice Reinvestment Initiative Grant is moving forward and Demographic data for the Law Enforcement report is almost done.

### RECOMMENDATIONS FROM DATA SHARING DEMOGRAPHIC DATA REPORT

Connie Kostelac presented to the council on the data thru the mapping project. Data sharing is almost done with the report. The Data Sharing Demographic Data Report will be put on the September 14<sup>th</sup> agenda for consideration.

## LEGISLATIVE UPDATES

---

Chris McKinny-DOJ

DOJ is beginning the budget process for 2023-2025. DOJ staff will be partnering with the CJCC members and legislature on changes to budget and TAD statutory changes. If there are any other priorities members can think of please reach out to Chris.

Melissa Roberts-DOC updated on Act 58, Act 145, Act186, Act252, LAB and Legislative Council

**Act 58** provides an additional \$5 per hour worked during the 2021–23 biennium to correctional officers and correctional sergeants in correctional facilities when the vacancy rate for those positions is more than 40 percent. This rate continues until the vacancy rate is 40 percent or less for six consecutive months.

**Act 145** eliminates the provision that prohibits DOC from using billboards to recruit employees.

**Act 186** requires each state correctional institution to make a record of any alleged battery that a prisoner commits against a DOC correctional officer or teacher. Under the act, DOC must forward all such records to the law enforcement agency with jurisdiction over the institution.

**Act 252** provides approximately \$42 million for the construction of a new Type 1 juvenile correctional facility in Milwaukee County to replace Lincoln Kills/Copper Lake Schools as mandated by 2017 WI Act 185.

**LAB** is conducting an audit of our Division of Community Corrections specifically focused on their Evidence Based Response to Violations reforms.

**Legislative Council** is conducting a study committee focused on increasing offender employment. They conducted a similar study in 2016.

Roberts also reported that DOC also has a request from the co-chairs of the Joint Legislative Audit Committee regarding recruitment efforts in light of the ongoing vacancy issues primarily amongst security classifications.

## GRANTS UPDATE

---

Mike Derr, Brad Kelly, and David Rinderle of DLES gave a summary to the CJCC on some of the grant programs being administered by DOJ. The presentation also included information about a few grant programs that DHS administers. This meeting included an overview of the Treatment Alternatives & Diversion Grants, Comprehensive Opioid, Stimulant and Substance Abuse Program, Drug Disposal Products Grant, Naloxone to LE Agencies Program, Justice Reinvestment Initiative Program, Residential Substance Abuse Treatment Program, Dose of Reality, Federal Substance Abuse Block Grants, Treatment Alternative Program Grant Program, Medication-Assisted Treatment Grant Program, Strategic Prevention Framework for Prescription Drugs, State Opioid Response Grant, Prescription Drug/Opioid Overdose-Related Deaths Grant, and Substance Use Services to Justice-Involved Persons. The PowerPoint is available to any council member who would like specific information.

Future CJCC meetings will include information about additional grant programs..

## DATA-DASHBOARDS RECENTLY PRODUCED BY DOJ

---

Chris Henning from Bureau of Justice Information and Analysis (BJIA) presented to the CJCC on two new Data Dashboards that were recently created by BJIA. The link is provided here for the dashboards: <https://www.doj.state.wi.us/dles/bjia/bureau-justice-information-and-analysis>

## PUBLIC COMMENT

---

Members of the general public are invited to address the Committee.

## ADJOURN

---

A motion was made by State Public Defender Kelli Thompson and seconded by Mark Abeles-Allison to adjourn the meeting. The motion was approved.

The meeting was adjourned at 3:06 p.m.