

**DANE COUNTY CRIMINAL JUSTICE COUNCIL
MINUTES OF THE MARCH 8, 2012 MEETING**

MEMBERS PRESENT: Parisi, McDonell, Foust, Ozanne, Hook (for Mahoney)

NON-VOTING MEMBERS PRESENT: Watson

MEMBERS EXCUSED: Esqueda, Mahoney

NON-VOTING MEMBERS EXCUSED: Wray

OTHERS PRESENT: Lynn Green, Paul Rusk, Tim Saterfield, Jeff Kostelic, Jeff Tuescher, Karin Peterson Thurlow

Parisi called the meeting to order at 12:07 p.m. There was no public comment.

Motion by McDonell/Hook to approve the minutes of the 2/9/12 meeting. Motion carried, 4-0.

- Review of the Criminal Justice Group activities was before the council. Foust indicated that the Group had a presentation about a 24/7 program in South Dakota that featured testing twice a day using breath samples at a cost of \$4 a day. It is used as a condition of bail, probation, and case disposition. The program does not offer treatment; only testing. There is immediate sanction if someone tests positive. He said that Jefferson and Winnebago counties would be piloting a similar approach in the next couple of months, and that Dane County could consider it as a bond condition.

Discussion ensued. Foust said the advantage was that it was \$2 per test; one dollar for administration and one dollar for the company performing the test.

Foust also indicated that the subgroup met to map the process and had a good meeting. Judge O'Brien was at the chiefs of police meeting and was going to request an officer to attend the discussion regarding whether to cite or to arrest an individual. That discussion will take place in April, with a goal of addressing how the decision to arrest is made, whether it varies by jurisdiction, and if arrests are informed by evidence-based research.

- An update on the CJC facilitator RFP was before the council. McDonell indicated that a staff group had narrowed the selection to two vendors. He said he would form a subcommittee of the Executive Committee to interview the chosen vendors. McDonell, Foust, Watson, and Mahoney will be on the subcommittee.
- Discussion of approaches to develop day reporting was before the council. Parisi indicated that Lynn Green, Jeff Kostelic, and Jeff Teuscher had met to begin addressing this topic. Green said that Tim Saterfield had compiled a packet of efforts in other counties. There was discussion regarding the needs of the population still in Huber. She said that Dane County is full of virtual day reporting. She asked if the reality was that those in the Huber Center need to get into the PSB. There are currently about 87 to 100 people in the Huber Center.

Hook spoke of the need for an assessment of the needs of those in Huber to identify services necessary to affect recidivism, such as anger management, AODA, and mental health services. Then a 'day report center' would not be to check in, but rather to access services. Perhaps an individual would only come a couple times a week. The county may be able to bring services together at a central location.

Discussion ensued. Teuscher indicated it would be necessary to assess those who are in Huber and also assess the services currently available to see if they work in unison. McDonell said there should be an assessment of needs as well as an assessment of security classifications. Hook said it would be important to know if it was appropriate for an individual to be out in the community. Parisi wondered if this needs to happen pre-sentence. Teuscher said it could be both.

Parisi asked how to move forward. Green said that identification of needs might include basic needs such as housing. She pointed out that Linda Ketchum of MUM works with the prison population and she may be able to work with the jail population. McDonell spoke of the loss of single room occupancy housing.

Watson suggested looking at where we are with all the jail diversion programs. In many cases, such as CAMP STAR, minorities are edged out. She assumes those at Huber have been screened out of other programs. There should be an evaluation of diversion programs and what prevents participation.

Watson indicated that there is a need for teaching self-sustaining skills and job placement. Watson spoke of a Seattle program that trains and employs the homeless. Green said there is a similar effort in Washington D.C. Watson suggested using Oakhill as a partner and to do things differently. It is important to serve minorities. Hook indicated a kitchen in the PSB would have been helpful. Green said the River Food Pantry picks up prisoners at Huber to work.

Parisi pointed out that opiates are taking so much of the capacity of the drug court. Those individuals get referred quickly. Watson agreed that hard addictions put a drain on the drug court. She believes it is important to ask what the barriers are to program participation.

Foust suggested a review of statistics of who is evaluated, who is rejected, and who says no.

Hook indicated that an assessment needs to be done to identify the needs of those in Huber and those in diversion, as well as develop a list of services the county currently provides. Green said that Saterfield could do a flow chart of programs. Hook pointed out that funds will be necessary to pay for an assessment. Green said someone would need to interview and review records.

Discussion ensued regarding the potential of using graduate students or first year law students to conduct an assessment. McDonell asked Green about the DHS budget. She indicated that it was doing well at this point. Parisi asked Green to get the group together to drill down an approach.

Ozanne joined the meeting and asked about accountability with day reporting and how quickly someone could be sanctioned. Hook said that treatment could be part of sentencing; for example someone could be sentenced to TAP until done with the program and then would be done with their sentence. Watson said that jail could be hung over the head of an individual until treatment

is completed. Ozanne pointed out that there are not a lot of slots for diversion and so many end up in custody. Watson said it was an approach that was worth considering. Ozanne recommended caution and the use of incarceration if treatment fails.

Ozanne pointed out that it is only possible to prosecute for one year, which is the limit of probation. The DA would need to decide if they can prosecute if a person fails in the future. If the DA is unable to prosecute a year later, then that is problematic. Watson indicated that people are not making it into any program currently. Ozanne said the DA's Office is looking at making offers sooner, possibly at the initial appearance, particularly if it is not a 950 issue. Discussion ensued regarding domestic violence cases. Ozanne said they would work with misdemeanants first.

Green asked if the council was looking for a proposal. Parisi asked for a timeline, bearing in mind the up-coming budget.

Foust indicated that corrections already had day reporting. He questioned the need for the county to develop the same. Green said that if a traditional model of day reporting was wanted, then the county may want to partner with the Department of Corrections.

- Discussion of a mission statement on reinvestment of savings achieved through efficiencies was before the council. Ozanne distributed a draft mission statement which included a commitment from council members to use at least 40% of any savings created by the council to create, test, and expand evidence-based programs and services for prevention, diversion and re-entry programs and services. In a second draft, Ozanne suggests for others in county government a commitment to match up to 50% of allocated savings for this stated purpose. Ozanne pointed out that this would be a 60% match.

Parisi indicated an interest in reinvesting savings into programs that help. Ozanne provided the example of having the DA's Office go paperless. He said that savings could either help with efficiency or invest in temporary housing which might help elder abuse victims, for example. McDonnell indicated the county could develop single room occupancy housing. Ozanne said that there needs to be a tie to diversion or savings in the system. The county could have the flexibility to try new things.

Parisi suggested that members take the draft statement and consider it for the next meeting. He said that even with commitment from the Executive and the County Board Chair, there is no guarantee that it will stay in the budget. McDonnell said that the mission statement is OK if there is an economic recovery, but if state and federal money dries up, then it will be difficult to meet the 40% mark. Ozanne pointed out that other places are making reinvestment happen. He spoke of Michigan closing prisons and reinvesting. He said that Dane County is reaching a tipping point.

- Such other business as allowed by law was before the council. Parisi suggested the next agenda include continued discussion of the reinvestment statement, an analysis of arrests, and an update on the mapping project.

Jeff Kostelic indicated that members of the Equal Opportunities Commission had written letters of support to the council. He distributed a packet of letters to members.

- The committee adjourned by unanimous consent at 1:06 p.m.