



# Waukesha County Criminal Justice Collaborating Council Alternative Interventions Committee Minutes Monday, October 14, 2019

## Members Present

Jeremy Perri  
Tina Freiburger  
Hon. Laura Lau

Joan Sternweis  
Shelby Maruszczak  
Marla Bell

Duane Paulson  
Mary Wittwer  
Hon. Maria Lazar

## Members Absent

Sue Opper

## Others Present

Rebecca Luczaj  
Denise Rawski

Janelle McClain  
Alison Sitko

Amber Rumpf  
Sara Carpenter

Perri called the meeting to order at 12:02 p.m.

## Approve Minutes from August 19, 2019 Meeting

Motion: Lazar moved, second by Bell, to approve the CJCC Alternative Interventions Committee meeting minutes of August 19, 2019. Motion carried without a negative vote.

## Review Progress of Diversion Grant Implementation

### *Review Screening and Enrollment Data*

Maruszczak distributed and reviewed a document titled "Pre-Charge Diversion and Post-Charge Deferred Prosecution Agreement (DPA) Statistics."

Maruszczak stated that current trends are indicating that Waukesha County will meet the grant goals for this year and next. The first DPA is scheduled to complete their contract successfully next month.

In response to a question about why we have not had any pre-charge diversions yet, Maruszczak stated that many of those who could qualify for a pre-charge diversion have not been contacting the DRC for an assessment. Those who have participated in the assessment are too high of a risk or need to qualify for a pre-charge diversion.

Rumpf had suggested having a pre-charge conference where the defendant automatically meets with a representative from the District Attorney's (DA) Office to discuss the diversion program possibilities, as is done in Milwaukee County. Maruszczak stated that complications to that plan could include resources within the DA's Office, as well as the pre-charge diversion eligibility criteria (such as no previous felony convictions within the past 10 years, current charges involving an opioid use disorder, etc.). There was a suggestion to hold this "pre-charge conference" at the Day Report Center (DRC) on a weekly basis. Maruszczak and Rawski will discuss this idea further.

Luczaj stated that she would set up a meeting with Opper and Maruszczak in order to discuss strategies to increase pre-charge diversions.

### *Review Diversion/DPA Monitoring Outcomes*

Rawski distributed and reviewed documents titled "2019 Act 33 DPA Status Report; 9/30/19" and a document with the demographics.

Lazar stated that there could be an overlap regarding violations coming in, and setting up next hearing dates.

### *Update on Project Evaluation*

Freiburger stated that she plans to begin interviews within the next two weeks. She plans to interview defendants at various points in the process.

Maruszczak suggested looking at the results of the exit interviews that WCS conducts.

#### **Update on OWI Treatment Court (OWITC) Waitlist Status**

Wittwer reported that OWITC applications have been closed since June 15, 2019. There are four defendants who have been sentenced and are eligible for OWITC; their intakes are scheduled for later this month. Eight additional defendants are eligible and are in a pending status, as they have been evaluated but are waiting for sentencing.

#### **Overview of 2019 Day Report Center (DRC) Referrals and Outcomes**

Rawski distributed and reviewed a document titled "Day Report Center Outcomes – January-September 2019."

Lazar suggested having someone from the DRC come to an upcoming Criminal/Traffic Judges' meeting to give an overview of the program; however, the next meeting will be in December. If that is too long to wait, meetings can be scheduled with individual judges.

Rawski stated that the decrease in rate of success from 2018 to 2019 might be a result of the DPAs they are monitoring, who seem to get a lot of misinformation from their attorneys about the expectations of the DPA.

Lau arrived at 12:40 p.m.

#### **Continue Discussion on Drug Treatment Court (DTC) Sustainability**

Luczaj reported that 2020 4<sup>th</sup> quarter funding for Drug Court was approved by Administration.

Waukesha County is still in discussions with the Department of Corrections regarding potential funding for 2021 and beyond. The initial meeting with DOC to discuss funding will be scheduled within the next couple of weeks.

#### **Discuss 2020 Committee Meeting Schedule**

The committee will continue to meet on the second Monday of each month at noon in 2020.

#### **Announcements**

Lazar stated that Schimel would be replacing her in DTC in January 2020.

Luczaj reported that WCS would not be tracking DTC recidivism on an ongoing basis, as it is too time-intensive. If there needs to be a report-out on recidivism in the future, WCS can produce a point-in-time report.

#### **Discuss Agenda Items for Next Meeting**

- Vote to replace Lazar with Schimel
- OWITC staffing team retreat update

#### **Public Comment**

There was no public comment.

#### **Adjourn**

Motion: Maruszczak moved, second by Paulson, to adjourn the meeting at 12:55 p.m. Motion passed unanimously.