



Waukesha County
Criminal Justice Collaborating Council
Evidence-Based Decision Making Policy Team Minutes
Tuesday, December 6, 2016

Team Members Present:

Hon. Jennifer Dorow, Presiding Judge & Policy Team Chair
County Board Chair Paul Decker
DOC Regional Chief Sally Tess
DOC Community Corrections Field Supervisor Marla Bell
Town of Brookfield Municipal Judge JoAnn Eiring
State Public Defender Regional Attorney Manager Sam Benedict
Waukesha Police Captain Dan Baumann

CJCC Coordinator Rebecca Luczaj
District Attorney Sue Opper
HHS Director Antwayne Robertson
Clerk of Circuit Court Kathy Madden
District Court Administrator Michael Neimon
Victim Witness Coordinator Jen Dunn
WCS Administrator Sara Carpenter

Team Members Absent:

County Executive Paul Farrow
Sheriff Eric Severson

Menomonee Falls Police Chief Anna Ruzinski

Others Present:

NIC Consultant Mimi Carter (via phone)
WCS Program Director Mary Wittwer

Senior Administrative Assistant Janelle McClain
Inspector James Gumm

Welcome

Chair Dorow called the meeting to order at 12:08 p.m. Everyone introduced themselves so Carter was aware of those present.

Review Goals and Agenda for the Meeting

The goals of this meeting are to:

- Review Phase VI Roadmap
- Review Progress of Workgroups
- Set 2017 Policy Team Meeting Schedule
- Discuss Next Steps

Approve Minutes from September 13, 2016

On page 2, Carter recommended changing the first paragraph to read: "The WI state application was the highest ranked application. In addition to the strength of and the work of the state team, several events have underscored the commitment of the state team to the EBDM work. These include modifications to state funding streams to align and support EBDM, and the state agency policy initiatives brought to the state policy team for input and endorsement (e.g., DOC's consideration of broader implementation of dosage probation)."

Motion: Robertson moved, second by Decker, to approve the minutes, as amended, from September 13, 2016. Motion carried unanimously.

Discuss & Consider Addition of Treatment Court Workgroup

Treatment Court is currently a subcommittee under CJCC; however, Dorow would like to transition it to a workgroup under EBDM. She feels it would be a good fit due to the cross-over between CJCC and EBDM, so this would be another way to avoid duplication.

Dorow commented that there was discussion at a recent Finance Committee meeting regarding adding \$60,000 to the Drug Court budget. The motion ultimately failed to pass, but the idea prompted additional discussion among interested parties about the need to develop a sustainability plan for Drug Court.

Decker reported to the Policy Team a brief overview on the budget process, how it works, and how it could potentially impact Drug Court. He stressed that in order to add funding to one program, the funds have to be pulled from another program.

The Treatment Court Subcommittee membership currently comprises: Judge Carter, Judge Foster, Opper, Benedict, Severson, Carpenter, Bell, John Wirkus from Cornerstone Counseling, Mary Wittwer from WCS, and citizen member/AODA Volunteer Coordinator Lou Hernandez. Dorow would like to add designees from the County Board and County Executive's office. Judge Carter and Benedict would co-chair the new workgroup, and ultimately decide upon membership.

The CJCC Treatment Court Subcommittee would be dissolved and replaced by the EBDM Treatment Court Workgroup.

Motion: Madden moved, second by Robertson, to transition the CJCC Treatment Court Subcommittee to a workgroup under the auspices of EBDM, which was also approved by the CJCC Executive Committee. Motion passed unanimously.

The change targets for the workgroup still need to be finalized, but would include the development of a sustainability plan for Drug Court, as well as the exploration of other diversion and deferred prosecution opportunities.

Rebecca reviewed the SAMHSA grant application components to expand the treatment capacity of the Drug Court program, which will be submitted on December 12, 2016.

Phase VI Expectations

Review Roadmap

Luczaj distributed, and Carter reviewed, the roadmap for Phase VI.

The workgroups should follow their logic models and work plans as they progress through Phase VI. Modifications can be made, but should be documented.

Carter feels it would be useful to re-administer the collaboration survey that was completed at the beginning of Phase V in order to assess the progress that has been made by the team. Carter and her staff will work with Luczaj to administer the survey online, and then Carter will analyze and prepare the results by the January Policy Team meeting.

Carter reminded the team about the importance of having conversations regarding engaging staff in the process. Phase VI requires collaboration with other teams in the state/region. This will be discussed in depth at the January Policy Team meeting.

There have been conversations at the state level to create a statewide effort to increase communication amongst all of the local sites. Carter reminded everyone that there is a state EBDM workgroup focused on outreach and communication.

When people who have been involved in EBDM leave their respective positions, we do not want to see the implemented changes disappear. This is why setting up policies and procedural changes are so important.

In the past, activities in Phase VI have been very individualized (teams have various resources and are in different spots on the Roadmap). While there may not be any official benchmarks coming from NIC, the Policy Team should keep track of the progress the workgroups have made. Carter will develop a 2017 timeline with benchmarks to review in January.

Phase VI has an updated start date of December 15th, and will run for 12-months. Carter is unsure if it will operate similarly to Phase III, which was initially a 12-month phase, but then was extended to 18 or 24 months. Carter will not be at the Policy Team meetings as regularly as she was during Phase V. She will most likely be here every other month, but for two full days.

Workgroup Updates

Pretrial Workgroup

Carpenter reported that the workgroup met this morning and reviewed the transition to the new model for the pretrial OWI program, which has been going smoothly. Dorow presented it to the judges, and it was well received. As they are working with the new model, and determining what WCS can and cannot do, there could be changes in what is needed from the judges.

The workgroup also has a researcher analyzing data collected from the new risk tool and will be producing 6-month, 12-month, and 18-month reports on the predictability of the tool, specifically related to risk and recidivism. In the future, reports will be presented to the Policy Team.

The workgroup is also working with Amy Rendall from the Circuit Court Division to pull data in order to determine risk levels of those being released and those being held in the jail.

The workgroup just finalized their 2017 meeting schedule, and will be meeting monthly.

Case Processing Workgroup

Neimon reported that the workgroup's first pilot project, which involves referring defendants to the Public Defender's Office for eligibility screening from their initial appearance, continues to be a success. Defendants have been able to secure attorneys earlier on in the process, which significantly reduces delays in case processing. A flyer with information on obtaining an attorney was created, and now is included with all court summonses. There will be a data analysis, similar to the one done initially in February, to determine the extent of the success in reducing time to case disposition.

A pretrial conferencing pilot project will begin on December 20th in Judge Ramirez's court.

Chris Ehrfurth has replaced Dan Fay as the private bar attorney on the workgroup.

The workgroup is starting to explore the expansion of video conferencing in order to expedite the resolution of cases and is also looking at other ways to reduce the age of disposition of a case.

Madden left at 1:29 p.m.

Neimon left at 1:31 p.m.

Mental Health Workgroup

Robertson reported that on September 22nd, there was a meeting held with the local emergency room doctors, as well as with the DHHS Clinical Director, Dr. James Rutherford, who is also now officially part of the workgroup, in order to discuss the medical clearance process for an emergency detention. There was a lot of discussion and an attempt to make current processes more efficient. They also talked about getting a shared Electronic Health Record system in place so that DHHS could pull up records from the hospitals without having to wait. Another outcome of this meeting was looking at ways to get the doctor-to-doctor consultations under 30 minutes. The first week following the meeting, the consultations were done within an average of 20 minutes; an average of 40 minutes the second week; and an average of 22 minutes the third week.

The workgroup is also working on 24:7 mobile crisis. While there have been 350-400 face-to-face contacts for mobile crisis, emergency detentions are down dramatically.

Law enforcement has also been allowed more opportunities for telephone testimony in court, versus in-person. This is a result of conversations within the workgroup. A recommendation has been made to the state team to make telephone testimony allowable through statute.

Victim Rights Workgroup

Dunn reported that the workgroup is meeting bi-monthly. The focus is on restitution and analyzing the impact of 2015 WI Act 355. They are also working on coming up with suggested changes that they are forwarding to the state team to revise the legislation. State Representative Hutton came to a recent meeting, and is willing to support the legislation.

The Victim/Witness Office has received a grant for a restitution specialist, and Dunn plans to make a job offer this week. The primary focus for the specialist in 2017 will be on data collection. The specialist will also be a liaison to various interested parties, such as law enforcement and retailers. Decker offered to take any legislative needs to the WI Counties Association for support.

Next Steps

Set Dates for Future Policy Team Meetings

Carter's visits will need to be coordinated with Rock County.

The next meeting will be on January 11th from 9am – 12pm.

Luczaj will e-mail an Outlook notice for 2017 Policy Team meetings.

Motion: Baumann moved, second by Decker, to adjourn the meeting at 1:54 p.m. Motion carried unanimously.