



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

Team Members Present:

Judge Jennifer Dorow (Co-Chair)
Sara Carpenter (Co-Chair)
Abbey Nickolie

Sue Opper
Laura Lau
JoAnn Eiring

Craig Kuhary
Sam Benedict
Mary Wittwer

Also Present:

Rebecca Luczaj

Carla Matz

Amy Rendall (left at 9:22 A.M.)

Dorow called the meeting to order at 9:06 A.M.

Approve Minutes from October 31, 2016 Meeting

Benedict asked that the minutes reflect Kelsey Morin attended the meeting on his behalf. Motion: Kuhary moved, second by Opper to approve the minutes, as amended, from October 31, 2016. Motion passed unanimously.

IDIP Supervision Update – Sara Carpenter

Carpenter will be bringing the researcher, Matt Richie, from the University of Wisconsin-Milwaukee, to the next meeting. He is working on the six-month report with Carpenter. Richie is evaluating data collected on the screening tool, specifically to determine the validity and predictability of the tool and the recidivism rate at 6, 12 and 18 months out. He will be looking at the impact of the new supervision model on recidivism and compliance/non-compliance. Both Carpenter and Richie will present the results of the six-month report at the next meeting.

Carpenter reviewed a document titled *“WCS Pretrial Services-Waukesha OWI Program, OWI Summary Report for period 11/1/2016 to 11/30/2016.”* Carpenter will email the document to Luczaj after the meeting, who will then forward it to workgroup members. In response to a question about the risk levels of the three defendants who were rearrested, Carpenter said she would get this information and email it to Luczaj to share with the workgroup. Benedict asked when cases are closed, are the defendants counted as compliant discharges by WCS. Carpenter responded that yes, they are counted as compliant discharges. Dorow asked if WCS is tracking violations if defendants are set to come off supervision. Carpenter responded that yes, WCS is tracking the final outcomes of each case. Carpenter stated that most violations are currently attributed to defendants refusing to take drug tests. Dorow stated that we would look for the researcher to answer many evidence-based questions to make sure we are tracking the right outcomes.

Carpenter then reviewed a document titled *“Weekly Risk Assessment Report to the Administrator of Court Services”* dated 12/5/16. She will email the document to Luczaj after the meeting, who will then forward it to the workgroup members.

Update on Review of IDIP Memo with the Judges on 11/9 – Hon. Jennifer Dorow

Dorow stated that the memo was well received by the judges and there was no negative feedback. Dorow stated there is a CT Division meeting next week and asked if there were any topics that needed to be covered at the meeting. Dorow would like to share the IDIP 6-month report at an upcoming judges’

meeting. Dorow suggested that Carpenter email some highlights of the report that she would like shared with the judges. Carpenter will prepare something and forward it to Dorow and Luczaj to look at.

Update/Discussion on Addiction Resource Council's Diversion Proposal – Sue Opper

Luczaj distributed a handout titled "*Addiction Recovery Collaboration Logic Model*" that describes a proposed diversion program for defendants with substance use disorders, in which the Addiction Resource Council would provide case management. Opper discussed how the Addiction Resource Council (ARC) had modeled the program after the Greenfield Police Department's diversion program, which involves the offender agreeing to attend treatment instead of having the case referred to the DA's Office for charging consideration. Joe Muchka, Executive Director of ARC, and other staff from ARC, came to a recent Police Chief's Association meeting and presented the proposal. There was a mixed reaction, with many Chiefs stating that their officers are not case managers. However, there was some interest in looking into it, especially from the Delafield Police Chief, which prompted some follow-up meetings with ARC to further discuss the proposal. ARC would have to write for a grant or hire some graduate students to do the case management piece.

Opper spoke with Kuhary after this ARC meeting, where they identified the population of defendants either ineligible for drug court, or who are on the waiting list, as a potential group who could benefit from some other form of diversion/deferred prosecution. Kuhary said that the highest risk defendants get into drug court and get the benefit of the program and the case resolution, but others do not receive this benefit. What can they do for those people? Those who are doing the best are not getting the opportunity for a non-felony resolution of their case.

Opper is willing to consider another option for these individuals, but does not feel police departments should be doing this nor the DA's Office. Therefore, who would be doing the case management portion? ARC or WCS? Carpenter suggested a "drug treatment court lite" program. Dorow stated that the CJCC Treatment Court Subcommittee is transitioning to a workgroup under the auspices of EBDM, and that this proposal should be further explored by that workgroup. Benedict stated that he would like to see this item on future agendas for the Pretrial Workgroup as well.

Continue Discussion on Data Collection Project – Hon. Jennifer Dorow/Amy Rendall

Opper stated that Rendall would not be returning to the meeting today. Rendall stepped out of the meeting at 9:22 A.M., so this agenda item will be tabled.

Discuss Next Steps & Set Date for Next Meeting

The workgroup discussed items for the next agenda, which will include a review of the work plan and logic model, in addition to the 6-month outcomes report by Matt Richie and Carpenter. Additionally, Amy Rendall will be asked to give an update on the data collection project.

The workgroup agreed upon a meeting schedule for 2017, which will be the third Wednesday of every month at 12:00 pm, starting January 18. Luczaj will send out a recurring meeting notice in Outlook. In order to accommodate a site visit by Mimi Carter, our EBDM consultant, which may be January 11-12, the group is willing to move the January 18 meeting to January 11 instead. If that is the case, Luczaj will notify the group of the change via Outlook.

Adjourn

The meeting adjourned at 10:08 A.M.