



Waukesha County Criminal Justice Collaborating Council Pretrial Committee Minutes Wednesday, June 10, 2020

Members Present

Hon. Jennifer Dorow
Sue Opper

Kevin Costello
JoAnn Eiring

Monica Paz
Jeremy Perri

Members Absent

Craig Kuhary

Michelle Larsuel

Others Present

Mary Wittwer
Rebecca Luczaj
Christine Olsen
Linda Saafir

Janelle McClain
Abbey Nickolie
Brittany Marin
Jen Dunn

Anna Kees
Sara Carpenter
Karla Gabor
Steve Smith

Dorow called the meeting to order at 12:01 p.m.

Approve Minutes from May 13, 2020 Meeting

Motion: Paz moved, second by Costello, to approve the minutes from the May 13, 2020 meeting of the CJCC Pretrial Committee. Motion passed without a negative vote.

Discuss Monitoring Defendants Charged with Domestic Violence (DV) Offenses on GPS

Carpenter would like the committee to discuss the size of the exclusion zone set for DV offenders on GPS. She would like to recommend that the exclusion zone is at least 3-5 miles, knowing that there may be difficulties if the defendant and victim live within that exclusion zone. Under the current process, the commissioner or judge sets the zone.

In response to a question from Luczaj, Carpenter responded that WCS does not monitor domestic violence cases on GPS in any other jurisdiction besides Waukesha County.

Perri requested a demonstration of how the 3 to 5-mile zone would look on a map because that is a large area and could include places where the defendant needs to be (work, etc.).

Carpenter stated that, without a larger exclusion zone, if a defendant is driving, they can be in violation of the zone within a minute or two, not allowing enough time for law enforcement to respond. She added that WCS reserves the right to notify the court, with advanced notice, that they may remove non-compliant DV offenders from monitoring.

Luczaj clarified that the CJCC contracts with WCS (both pretrial and post-conviction) do not cover electronic monitoring.

Costello commented that the 500-meter exclusion zone that the commissioners currently use is not sufficient (that is approximately 1/3 mile).

Opper suggested continuing a discussion about this outside of the committee, as it would be beneficial to have consistency with the commissioners.

Dorow requested that WCS send information to the committee regarding best practices in this area, and to keep this item on the next agenda for follow-up.

Discuss 6/15 Public Safety Assessment (PSA) Implementation

Luczaj stated that Portal 100 was installed on May 18. Staff have practiced inquires and received additional training from the Crime Information Bureau (CIB) for out-of-state queries. WCS has been familiarizing themselves with the data tracking spreadsheet created by Marathon County and the PSA calculator in Excel.

HHS IT has talked to La Crosse County's IT regarding utilizing Avatar as our permanent software moving forward, and this discussion will be continuing.

After time has been spent conducting in-custody screening with the PSA, the committee will discuss whether to screen out-of-custody defendants as well.

A screener will be present in Intake Court for in-custody hearings so they can rerun the PSA if charges are amended. The screener will also be available to go on the record to give the revised score and recommended matrix placement, as well as answer any questions.

Luczaj stated that the WI Department of Justice (DOJ) Pretrial Pilot grant is scheduled to end June 30, 2020; however, the pilot sites were just informed that a non-competitive continuation grant will be awarded from July 1, 2020 through December 31, 2021 for up to \$150,000 each. This will cover ongoing PSA implementation expenses, to include: the full time screener, software, laptop for Intake Court, NCIC user fees, and continued funding to help offset the costs of electronic monitoring for indigent clients.

Dorow reported that a meeting was held recently regarding bond language. When a defendant is ordered to pretrial supervision, the commissioners will specify the level of supervision they are ordering on the RCM. Conditions of supervision will be ordered on an individual basis.

Dorow asked if we should consider starting a waitlist for the pretrial supervision programs, as the programs are over-capacity and currently not accepting new referrals. Carpenter responded that she would like to discuss this with Luczaj first, and then report back to the group.

Announcements

There were no announcements.

Discuss Agenda Items for Next Meeting

There were no new agenda items discussed for the next meeting.

Public Comment

There was no public comment.

Adjourn

Motion: Perri moved, second by Eiring, to adjourn the meeting at 12:59 p.m. Motion passed unanimously.