



Waukesha County Criminal Justice Collaborating Council (CJCC) Minutes Wednesday, March 27, 2019

Team Members Present:

Antwayne Robertson
Eric Severson
JoAnn Eiring
Sally Tess

Shawn Reilly
Paul Decker
Michael Neimon
Jerry Braatz

Gina Colletti
Sue Opper
Sam Benedict

Team Members Absent:

Paul Farrow
Sara Carpenter
Jen Dunn

Jody Huelsman
Hon. Jennifer Dorow

Marla Bell
Anna Ruzinski

Others Present:

Hon. William Domina (proxy for Dorow)
Shelby Maruszczak

Rebecca Luczaj
Janelle McClain

Bob Gibson
Larry Nelson

Welcome

Decker called the meeting to order at 8:34 a.m.

Approve Minutes from January 23, 2019

Motion: Reilly moved, second by Robertson, to approve the minutes from January 23, 2019. Motion carried unanimously.

Eiring arrived at 8:35 a.m.

Discuss and Consider Applying for WI Department of Justice's JAG EBDM Pretrial Pilot Sites Project (2016) Non-Competitive Grant

Luczaj distributed and reviewed a document titled "JAG EBDM Pretrial Pilot Sites Project Grant Application Summary; March 2019."

Severson arrived at 8:36 a.m.

The grant opportunity has not been posted yet, but there will be a short turnaround time to apply. Luczaj is hopeful that the application will come out by the end of this week. Luczaj commented that, due to the size of Waukesha County, there could be a better opportunity to receive close to the maximum allowable of \$100,000.

The funds would be used to hire an additional Pretrial Screener in order to increase the number of defendants screened before their initial appearance. Luczaj also hopes to put a quality assurance process in place to ensure that the PSA is being scored properly.

Motion: Domina moved, second by Braatz, to allow Luczaj to apply for the JAG EBDM Pretrial Pilot Sites Project Grant. Motion carried unanimously.

Update on 5/21/19 WI Prescription Drug Monitoring Program (PDMP) Training

Luczaj distributed and reviewed a flyer for the 5/21 WI PDMP Training being held at the Waukesha County Communications Center. The idea for the PDMP training originated out of the Law Enforcement Pillar of the Heroin Task

Force (HTF). One of the objectives is to increase training and utilization of the WI PDMP, as the program seems to be underutilized. Depending on the success of the training, there may be more trainings offered in the future.

McClain will distribute the digital flyer to committee members. Severson will forward it to law enforcement agencies.

DOJ Pretrial Pilot Project Update

Luczaj reported that on Friday of last week, she was informed by the Crime Information Bureau (CIB), that the Waukesha County CJCC Pretrial Services Subunit was approved for an ORI and will receive full NCIC access. She will be having a conference call with the CIB and DOJ tomorrow to discuss the next steps. The CJCC will then need to submit an application for WCS, as our subcontractor, to obtain their own ORI. Screeners and supervisors will need to be trained on how to use NCIC. Opper has permitted the CJCC to piggyback off of the DA's Office's BadgerNet connection to access NCIC; however, details are still being worked out.

The DOJ will be issuing a sole-source contract for the software needed in order to implement the PSA, as the PSA scoring must be automated to eliminate human error. Luczaj believes that the contract will be coming out in April or May. The DOJ will be paying for the software for PSA implementation in the EBDM pilot counties.

Pretrial Diversion Grant Implementation Update

Opper commented that, as of March 4, the pretrial diversion grant program is up and running. In the weeks leading up to the implementation date, guidelines and forms were developed for the program. There was also a workflow developed for the District Attorney's Office regarding how Maruszczak will be reviewing the cases. All of the cases, other than those automatically excluded, will be reviewed by Maruszczak to determine if she can identify that the defendant may have an opiate use disorder. If she does, Maruszczak will pass the case onto the Assistant District Attorney to approve participation in the program. At that point, the defendant is screened by WCS for either Drug Treatment Court, pre-charge diversion, or for a Deferred Prosecution Agreement.

Maruszczak stated that there is one participant in the program with a signed DPA. There are 5 or 6 potential participants awaiting court dates, and quite a few participants who are in the process of being scheduled for WCS screenings. She stated that so far, all of those waiting for contracts to be signed were pre-existing cases.

Luczaj, Shelby, and Opper will be presenting on the project at the Wisconsin Bar Association on March 27.

Secure Courthouse Addition Update

Decker reported that the courthouse project is moving along, thanks to the cooperative weather. The foundations are currently being looked at and laid. The overall project is on schedule.

Severson added that the secure passageway is being worked on. The Sheriff's Office is fully staffed. Decker praised Mike Giese's efforts on ensuring that everything continues to move smoothly.

CJCC Committee Updates

Pretrial

Luczaj stated that the committee has been focused on the pretrial pilot implementation and will begin working on the next steps for WCS to receive their ORI for NCIC access, followed by staff training.

Case Processing

Neimon reported that the committee has not met since the last CJCC committee meeting; however, in that time, 20 additional slots have been added to each of the pretrial conferencing dates. The committee hopes to decrease the wait time between initial appearances and the pretrial conference to 45-60 days. There continues to be a decrease in the overall time to disposition of a case.

Luczaj added that Rock County has been very interested in our pretrial conferencing program, and after observing the conferences, they were very impressed and are going to try to replicate something similar.

The pretrial conferences continue to hold steady at about a 67% case clearance rate.

Decker suggested utilizing Carroll University to assist with the analytics of determining the financial benefits that the program has brought to Waukesha County.

Alternative Interventions

Benedict stated that the committee has been discussing the implementation of the diversion grant. He also reminded members that the Drug Treatment Court Graduation and 7th Anniversary event is today at 4:00 p.m.

Domina left at 9:06 a.m.

Mental Health

Luczaj reported that Judge Maxwell has now joined the committee to replace Judge Lau. At the last meeting, committee members reviewed and updated the work plan.

There is a Justice and Mental Health Collaboration Grant that is coming out in April or May. Rock County received it a few years ago. The first year, they used the money to hire consultants to conduct a countywide behavioral health system assessment, identifying existing resources and gaps. They applied for the same grant the following year and used the funds for implementation of priority areas identified in the assessment. Luczaj commented that a countywide assessment has not been conducted in Waukesha County. She received approval from the committee to apply for the grant when it is released.

Victims' Rights

Luczaj commented that the committee reviewed the work plan at the last meeting. There is some new legislation regarding victims' rights and restitution that is working its way through the legislature.

The Victims' Rights Week Awards Ceremony will be held on April 10 at 11:00 a.m. in the County Board Room.

Anti-Human Trafficking

Luczaj announced that the new ad hoc committee will have its first meeting on April 2. The committee will be co-chaired by Judge Carter and Dunn, and will include representatives from the State Public Defender's office, Corporation Counsel, HHS, private bar, and LOTUS. Eiring requested to be added to the committee as a municipal judge. Luczaj will forward her the information.

Other

Severson announced that the National Association of Counties and the National Sheriff's Association have created a task force to address recidivism for those suffering from mental health and other critical illnesses, and have been incarcerated. The group will address the Social Security Act which prevents those who have been incarcerated, but have not yet went through their trial process, from having Medicaid and veterans services. Defendants who are in the same situation, but have been released with GPS monitoring instead of being in jail, are allowed their benefits. Severson will serve with approximately 24 other officials including District Attorneys, Sheriffs, Mayors, etc. He believes that the group will be meeting a few times during the year.

Adjourn

Motion: Reilly moved, second by Opper, to adjourn the meeting at 9:26 a.m.