



Waukesha County Criminal Justice Collaborating Council
Evidence-Based Decision Making Pretrial Workgroup
Tuesday, April 5, 2016

Team Members Present:

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

Laura Lau
Sue Opper

Sam Benedict
Craig Kuhary

Also Present: Joann Eiring
Corina VanDuser

Rebecca Luczaj

Abbey Nickolie

Dorow called the meeting to order at 4:05 PM.

Approve Minutes from March 14, 2016

Motion: Dorow moved, Opper second, to approve the minutes of March 14, 2016. Motion carried unanimously.

Discuss & Consider Risk Tool to be Implemented for the Intoxicated Driver Intervention Program

Carpenter reviewed and discussed two handouts, the revised risk tool titled "OWI Pretrial Supervision Guide" and the original risk tool titled "OWI Pretrial Risk Assessment." After reviewing data and studies with Milwaukee County and other researchers as Carpenter discussed, it was determined to remove "current offense" and "time between prior conviction and current charge" as those are not predictors of risk according to the research, but keep "age at time of arrest," which has been proven a predictor of risk. Dorow moved that we adopt the original tool, and add "age at time of arrest for current charge." Changes to the tool will affect scoring, as there will now be a total of 9 points possible. Validation of the tool would determine whether it is weighted properly. Carpenter stated that at least 1.5 years are required to validate the tool. The added change could result in more people being in the "moderate" risk category. Providing an explanation to the public is also another concern. Carpenter will revise the risk tool and bring the final version to the next meeting. Kuhary will email follow up questions to Nathan Lowe regarding the soon-to-be-released OWI risk tool his agency is developing.

Decide Earliest Stage Risk can be Assessed

It was agreed that the earliest stage risk can be assessed is when the defendant walks out of their initial appearance at court. WCS will administer the risk tool immediately after court, prior to their WCS intake appointment. The defendant would then be informed about their level of supervision, if desired, prior to the WCS intake appointment. Carpenter clarified this process after some confusion. Once WCS assesses the risk score, there was discussion on providing the score and level of supervision on the WCS compliance report to the court. The group agreed that WCS would only add the risk level (low/moderate/high) on the compliance report, and not the actual risk score.

Agree Upon Dosage of Supervision

Dorow stated that WCS would determine the dosage of supervision for defendants according to their level of risk. Benedict questioned what low supervision would look like. Members would like to discuss this further at the next meeting.

Discuss & Consider Recommended Workgroup Change Strategy to Present to EBDM Policy Team on 4/13

This item was not discussed.

Discuss Next Steps & Set Date for Next Meeting

The next meeting is Friday April 8, 2016 at 12 PM in C369.

Adjourn

The meeting adjourned at 5:10 PM.