

MINUTES
Justice Coalition Executive Committee
March 2, 2023

Members Present: Judge Patricia Baker, Judge Louis Molepske, Judge Michael Zell, Public Defender Anne Renc, County Executive John Pavelski, District Attorney Cass Cousins, Sheriff Mike Lukas

Members Unavailable: County Board Chair Al Haga, Corporation Counsel David Hickethier

County Board Members: Andrew Rockman

Staff Present: Andrea Starr, Justice Programs Department

Chair Baker called the meeting to order at 8:02 am in Branch III jury room in the Portage County Courthouse.

1. Approve Minutes of September 22, 2022 Meeting

Baker indicated an incorrect tense used in the minutes (#2, 2nd paragraph, 2nd sentence). Members approved the September 22, 2022, minutes by consensus with the change mentioned.

2. Review of Justice Programs Statistics from the Previous Quarter

Starr discussed and highlighted data that was provided in the agenda packet.

Baker asked why there was a significant drop in the Day Report population. The reason is unknown. Zell indicated that there is no clear criteria on when to refer someone to Day Report and the District Attorney's Office is not making the recommendation. Starr indicated that she has not met with the District Attorney's Office yet to educate them on the Day Report, Pretrial Supervision, and Post Trial Supervision Program. Additionally, Starr indicated that if the Court does not know what to order for an individual, the individual should be ordered to be assessed and follow all recommendations of that assessment and, at a bare minimum, that individual will receive court date reminders (phone call). Potentially an individual would receive a text date reminder from the Clerk of Courts and a phone call from Day Report staff.

Starr discouraged the Judges on making Court Date Only referrals as drug/alcohol testing the day of court has no value in determining if an individual will return to court and commit a new offense while on bond.

3. OWI 2nd Work Group Recommendations

Renc presented the recommendations from the work group. After discussion, the following recommendations were approved by consensus.

Additional Referrals to Pretrial Supervision Program

1. 2nd OWI's with high BAC from the PBT (.15 or higher)
2. 2nd OWI's or higher with possession or consumption of a controlled substance

Re-Referrals to the Post Trial Supervision Program

In review of WI State Statute 346.65 (2)(bm)(cm)(dm), individuals are only allowed to participate in the Post Supervision Program once.

A point of emphasis will be not allowing individuals into the Pretrial Supervision Program and Post Trial Supervision Program if they have successfully completed the Post Trial Supervision Program in the past.

- At the Initial Appearance, the Judge will order Report to Justice Programs and comply with the requirements for assessment and reporting.
- Courts will be notified by JusticePoint staff if an individual has participated in Pretrial Supervision and Post Trial Supervision in the past.
- If an individual successfully completed Post Trial Supervision in the past, the individual will be placed into the Day Report Program. The Courts will be notified.
- If an individual was referred to the Pretrial Supervision Program and was unsuccessful in completing the program, the individual is eligible to participate in the Pretrial Supervision Program again. The Courts will be notified.

4. Pretrial GPS Update

Starr sent out an email asking if the Sheriff's Office or Justice Programs supervise pretrial GPS. After discussion, it was decided that Starr will contact JusticePoint to determine how after-hours supervision would look for individuals on GPS. Sheriff Lukas will also speak with his staff on this issue. Once the information is gathered, Starr will present it to the next Justice Coalition Executive Committee meeting.

5. SLFRF Application for Pretrial Programming

Starr indicated that funding was approved for the Northpointe pretrial software implementation. Starr will work with Northpointe to get the software developed. Because the Day Report, Pretrial Supervision, and Post Supervision contract does expire this year, any other needs to implement the PSA will be put into the RFP.

6. Update on Potential Changes to Intake Procedure

The Judges and the District Attorney have agreed to file the Probable Cause statements prior to intake and to move summonsed in appearances to two appearances on Tuesdays, Wednesdays, Thursdays, and Fridays, if needed.

8. Discussion of the Agenda Items for April 13, 2023 Justice Coalition Meeting

Baker proposed that the Clerk of Courts be added as a member of the Justice Coalition Executive Committee. This was approved by consensus and will be presented to the Justice Coalition for approval.

Molepske recommended that Senator Patrick Testin and Representative Katrina Shankland be invited to the next Justice Coalition Meeting.

Meeting adjourned at 9:12 am.

Respectfully submitted,

Andrea Starr
Justice Programs Director/Recording Secretary