

MINUTES
Justice Coalition Executive Committee
June 30, 2022

Members Present: Judge Patricia Baker, Judge Louis Molepske, Corporation Counsel Dave Ray, Public Defender Anne Renc, County Board Chair Al Haga, County Executive John Pavelski, Acting District Attorney Kelly Cassidy, Sheriff Mike Lukas

Members Unavailable: Judge Thomas Eagon

Community Members: Attorney Michael Zell

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 December 9, 2021 Meeting

Members approved the December 9, 2021 minutes by consensus.

2. Review of Justice Programs Statistics from the Previous Quarter

Starr provided statistical data with the agenda packet to all members prior to the meeting (originals in meeting file). Starr discussed and highlighted data that was provided to the members.

Regarding pretrial supervision, Cassidy indicated that in the District Attorney's office when it involves a serious OWI offense, and the defendant stops showing up for testing and multiple violation reports have been filed, the DA's office does not want the resolution of the case to be delayed by filing bail jumping charges. With a plea hearing already scheduled, the DA's office would like the case resolved as quickly as possible so the defendant can serve his/her sentence. It is already known that the defendant is not eligible for the Post Trial Supervision Program. Cassidy would like this known in case the Justice Programs Department has any frustration on cases that multiple violation reports have been filed. Judge Molepske stated that historically Portage County does not have bond reviews to revoke a defendant's bond if they don't comply with their bond. Judge Baker recommended that the prosecutor make a comment on why additional charges were not filed during the plea hearing because the pretrial report indicated multiple violations. Cassidy will inform the ADA's of this request.

Zell indicated that when someone doesn't comply with testing on a serious OWI it becomes a public safety concern. Lukas indicated that he gets multiple calls asking why nothing is being done when an individual fails to show for multiple drug/alcohol tests. Lukas recommends that the bond is reconsidered and the individual sits in jail until their sentencing. Cassidy stated that she will look into it.

Due to Marathon and Outagamie County closing their juvenile detention, both counties are now contracting with Portage County for detention beds.

3. Update on Pretrial Programming

Starr indicated that an application for ARPA funds has been submitted to fund the changes recommended for the Day Report program. The changes include implementing the Public Safety Assessment (PSA) for all individuals that are required to appear before the Court. To implement the PSA, an updated Northpointe software system, National Crime Information Center (NCIC) access, and an additional Day Report staff member are required. The Finance Department has a mechanism in place to rate the applications submitted so Starr will wait to hear if funds will be made available for the changes

Starr stated that the start-up cost is approximately \$100,000; however, the cost will reduce in subsequent years. The cost of the pretrial software is the bulk of the cost the first year, but the software cost reduces after the first year.

4. Discussion on Moving Pretrial GPS to Justice Programs

Starr indicated that the proposed changes to the Day Report Program is including pretrial GPS. Justice Programs is willing to start pretrial GPS in the near future if the funding is available and if a work group can be put together to discuss how the program would work. Starr indicated that the court system as well as other agencies, specifically the SAVES advocates through CAP services must have the understanding that the GPS would be a passive program not active which is also what the Portage County Sheriff's Office has. Lukas indicated that if the GPS unit was cut off after hours, the person monitoring the GPS units are notified and that person contacts dispatch. Starr indicated that having an "on call"

person might be an additional cost to the county but would look into it. Lukas stated that there may be a way for JusticePoint to use the same GPS company that is utilized by the Sheriff's Office.

Starr indicated that GPS is usually recommended for violent offenders. Starr stated that the research on violent offenders is somewhat sparse due to a low number of violent offenses that occur when someone is on bond. Lukas and Judge Molepske indicated that they would also recommend that GPS be used for individuals that are at risk of not appearing for court hearings and need to have exclusion zones within the community.

Lukas asked if Soberlink would also be available. Starr stated that was not considered as individuals come to Day Report for breathalyzers. Lukas recommended that Soberlink also be considered.

Starr recommended a work group be created to address this issue. The Executive Committee stated that a work group would not be necessary, and that Starr gather information on how this program would work and provide the findings to the group.

5. Nalox-Zone Box placed in Day Report Waiting Room

Lukas offered to have the Nalox-Zone placed in the lobby of the Law Enforcement Center by the Drug Take Back box so it is accessible at all hours rather than restricted to the times of the Day Report Center. The Executive Committee approved.

6. Proposed Pre-Trial Fee Policy

The Executive Committee approved the Pre-Trial Fee Policy. The policy will be brought to the Justice Coalition for final approval.

7. Creation of Work Group to add OWI 2nd to Pretrial Program

Renc asked the Justice Coalition to look into having OWI 2nd with high BAC's be included in pretrial services. Starr recommended that a work group be developed to assist in developing policy around this topic. Due to the statutory implications, having a work group was recommended. Renc will chair the work group and representation from the District Attorney's office, Justice Programs, and a Judge will be included in that work group.

8. Discussion of the Agenda Items for August 4, 2022 Justice Coalition Meeting

None noted.

Meeting adjourned at 9:01 am.

Respectfully submitted,

Andrea Starr
Justice Programs Director/Recording Secretary