

CJS STEERING COMMITTEE ACTION ITEMS

Date of Meeting: February 1, 2018

Location: CJS office, Buffalo County Courthouse

MEMBERS PRESENT: Members present were Judge Duvall, Dave Rynders, Roselle Schlosser, Steve Hughes, Tanisha Bautch, Mike Osmond

Minutes from the January meeting were approved.

Financial Report; The December 2017 financial statement was approved as submitted.

Coordinator's Report:

- Tanisha reports CJS currently has 26 active clients, 16 on bond release drug testing, 8 on bond release Soberlink and 2 IDIP participants.
- Some client information entered into CORE, but only partial at this point. Based on what is currently entered, no reports from CORE are available. Judge Duvall requested CJS enter complete client information, starting with active clients, as soon as reasonable so that the CORE report capabilities may be examined.
- Discussion of Xcel chart of client information, discussion on format. Right now use of the Xcel chart and CORE is double entry of information. When we see CORE's reporting capabilities we can decide if the spreadsheet may be discontinued, or at least reduced as to what data is entered there.
- We discussed the need for a regular report on clients be distributed to the CJS workgroup, perhaps several days before the regular CJS meeting

There was vigorous discussion of noncompliance reporting and sanction procedures.

- The residual of some drug use will continue to show positive for a while. If a positive test is not indicative of continued use, but only indicates residual drugs, it should not be reported as a violation.
- Discussion of how CJS might distinguish between residual result vs. continued use. Perhaps do quantitative tests for the first test of every offender?
- All positive drug tests, and other violations, should be immediately reported.
- CJS should not make motions to terminate, or other motions, in court
 - CJS is not a party, and technically can't make motions, just like a social worker, and a treatment provider cannot.
 - When a motion is filed, further steps need to be taken, including scheduling a motion hearing.
 - The DA should have input on what motion might be appropriate. This is the responsibility of the DA.
 - If motions are appropriate, DA should sign off on them and handle scheduling

- Should we schedule an immediate court review for all failed drug tests?
 - The “power of the black robe” and the courtroom to impress the seriousness on the defendant
 - The Court has the option to warn and return to CJS, to send down for a day, or a weekend in jail, to terminate or do whatever. Court review does not necessarily require termination.
- Court review hearings should be very prompt. Ideas we discussed:
 - If failed test today, CJS tells them to be in court at 8:30 the next morning (or something similar)
 - Problems with notification to defense attorney
 - Similar to what we do in IDIP
- Is a motion to revoke bond required
 - To schedule a hearing
 - To issue a warrant? Perhaps not because of §968.09?
- Should CJS make recommendation for consequences, or leave that to the court and counsel?
 - Should CJS just report the facts?

Review of sanctions grid: Discussed the idea that every violation requires an immediate court review the next business day, with the consequences under the sanctions grid being approved by the Court, after input from defense and DA.

Discussed use of CJS services, such as Soberlink, by other departments. Issues to be worked through are cost, liability of equipment damage or loss, who gets the call for a failed/missed test etc. Dave will check with DHS to see if this is something they are interested in.

Sweat Patches: May be useful for persons who appear stable but need monitoring, controlled substance IDIP participants, CJS participants with unusual transportation challenges. Probably not good for initial monitoring. Mike pointed out the use of the patch may be part of a reward for good compliance. Brenda is asked to follow up with Redwood Toxicology for pricing, other information.

Diversion program: There is a meeting next Monday in Durand. General structure of possible programs discussed.

Form development: Judge Duvall suggested any CJS forms be circulated for comment to the CJS workgroup before implementation.

Requests for CJS evaluation from defense, others: Universal screening should mean all are initially screened. Reassessment is part of our procedure manual. If an initial evaluation of a person is missed for some reason, it can be done.

Pepin County use of intake forms: Judge and Brenda will talk to Sheriff Joel about the status of implementation.

Universal Screening: March 1 is the target date for implementation of screening of all felony defendants, in custody or not.

Schedule discussed trying to work out a set date each month, coordinating with Mike's schedule. He usually works every other Friday. Friday mornings seemed to generally work the best.

Next meeting: March 2, 2018, 9:00 am, Alma CJS office.

Tentative April meeting: April 6, 9:00 am, Alma CJS office.