

**LOUISVILLE METRO CRIMINAL JUSTICE COMMISSION
JAIL POLICY COMMITTEE**

**Meeting Summary
Tuesday, January 24, 2023**

Members Present: Tom Wine, Co-Chair; Beth McMahon (designee for Leo Smith); Chief Jerry Collins; Chief Judge Jessica Moore; David Musacchio; Kungu Njuguna; Johnathon Molder (designee for Daniel Johnson); Lt. Col Steve Healey; Ginny Lee (designee for David Nicholson); Jeff Derouen (designee for Mike O’Connell); Kelsey Doren; Lauren Polston (designee for Angela Darcy); Haven Harrington; and Felicia Nu’Man.

Staff Present: Faith Augustine and Jamie Allen.

Guests Present: Mane Martirosyan; Ann Dyke; Ron Heady; David Heacock; David Cutt; Dan Fountain; Carrie Cole; Grace Kara; Erwin Roberts; Erin White; and Judge Julie Kaelin.

I. Welcome/Call to Order

Tom Wine called the first meeting of 2023 to order and welcomed members in attendance. He noted that due to a prior commitment Leo Smith, Co-Chair, was unable to attend the meeting but sent Beth McMahon as his designee. He called for member introductions.

Tom welcomed three new members to the Jail Policy Committee including the Chief Judge of District Court, Jessica Moore; the Chief Judge of Family Court, Christine Ward; and new representative from the Louisville Urban League, Felicia Nu’Man.

II. Approval of the November 15, 2022 Meeting Summary

The summary of the November 15, 2022 meeting was unanimously approved as submitted.

III. Review of Jail Population Status – Jerry Collins, Chief

- a. LMDC Population – Mane Martirosyan
- b. State Inmate Population – Mane Martirosyan
- c. CSH/KCPC Competency Evaluations Update- Chief Collins
- d. COVID-19 – Chief Collins
- e. Arraignment Court Results email – Chief Collins

Tom called on Mane Martirosyan from Metro Corrections to provide an update and review of the jail population. Mane reported that in 2022 there were 17,380 admissions which is an increase in admissions from 2020 and 2021. She reported that the average in-bed population for 2022 is 1,409 which fluctuated between 1,350 during the spring and

winter months and 1,450 during the summer and fall months. The average length of stay for 2022 is 23 days which is significantly lower than the two previous years. She reported that the average state inmate population for the year was 182 which started in the mid 200's at the beginning of the year and declined throughout the year. The average controlled intake population for 2022 is 127 and the average number of individuals held by Probation and Parole was 59, both which has decreased over the last three years. Data through the end of the year shows that the average number of state inmates over 45-days is 41 and under 45-days is 134. She added that a total of 1,653 were moved to the Kentucky Department of Corrections in 2022 and that the state has been averaging the movement of over 100 individuals each month. In response to the data presentation, Tom stated that there was a concerted effort by the committee and Metro Corrections to ensure the movement of individuals to the state in a timely manner. He added that these efforts have reduced the state population and is a significant improvement over the previous two years.

Tom called on Chief Collins to provide an update on Central State Hospital (CSH) and Kentucky Central Psychiatric Center (KCPC) evaluations and COVID-19 in the jail. Chief Collins reported that there are currently 35 individuals awaiting an order for an in-patient evaluation and five that are scheduled for an in-house evaluation to take place at the jail. He reported that there are two positive COVID-19 cases who are in medical isolation. He further noted that he has hired ten retirees who are assigned to the new transport team. The team helps the Jefferson County Sheriffs Office (JCSO) transport individuals to other counties and has been a benefit to reducing the length of stay for individuals awaiting transport.

Tom introduced a new item on the agenda for discussion that was requested by Circuit Court Judge Julie Kaelin. He stated that a number of years ago, LMDC began collecting data on the daily outcomes of Arraignment Court. The data was sent out daily to various stakeholders via email at the conclusion of the docket. The data included the number of individuals on the docket, the number released, the number of individuals ordered to HIP, if bail/bond credit was granted, and the number rolled over. He asked Chief Collins to provide background information on the data that was collected and to discuss the current status of the email. Chief Collins reported that the Arraignment Court email began in 2013 in an effort to collect data and on Arraignment Court and track outcomes. He stated that due to staffing shortages, classification staff are no longer assigned to Arraignment Court. Mane added that classification staff were assigned in Arraignment Court beginning in 2011 when housing orientation was conducted after court; however, the full orientation is currently done on the front end during the booking process.

Judge Kaelin thanked Tom for bringing the Arraignment Court email discussion to the committee. She stated that the information was useful for the judges but added that she doesn't think it was used in any capacity. Chief Collins reported that he reached out to Pretrial Services to inquire about their ability pull a report of the Arraignment Court data. Tom asked Lauren Polston if Pretrial Services could provide data related to how often bail credit is granted, and Lauren Polston advised she would submit a data request to AOC for that information. .

IV. Pretrial Services Report **Angela Darcy, Executive Officer, Pretrial Services**

Tom called on Lauren Polston, designee for Angela Darcy, to provide an update on Pretrial Services. Lauren reported that in 2022 there were 16,491 total pretrial interviews in Jefferson County. Of the total interviews, 3,222 (19%) were for Failure to Appear and 1,540 (9%) re-arrest cases which is down from 2021.

V. Follow-up Items/Updates

- a. Jail Population Management Dashboard – Faith Augustine/Jamie Allen
- b. Out of County Inmates/Proposal to Amend RCr 3.02 – Tom Wine
- c. The Bail Project – Leo Smith

Tom called on Faith Augustine and Jamie Allen to provide an update on the Jail Population Management Dashboard. Faith recalled that the Jail Population Management Dashboard is a partnership between the MCJC, Metro Technology, and LMDC. The dashboard provides granular, near real-time data about the jail population and allows users to compute jail population statistics disaggregated by race, gender, age, jail status, court status, bail, and length of stay. She emphasized that by using live data to understand the current population, the dashboard has the ability to identify trends associated with arrest, pretrial detention, bond decisions, sentencing practices, length of stay and overall capacity utilization.

Faith reported that the CJC spent several months developing and validating the data populating the dashboard using the Power BI platform. Once the development phase was complete, Metro Technology completed security and permissions testing and the dashboard was vetted with the JCAO. During the first phase of the roll-out, access and permissions were given to a small internal team of Metro employees for testing and feedback. She stated that the second phase of the roll-out plan included the ability to grant access externally to users outside CityNet and members of the Jail Policy Committee were invited to test the dashboard from November 15th – December 31st. She recalled that Chris Seidt, Director of Metro Technology, was present at the last meeting and provided an overview of the requirements for external users which included signing a Nondisclosure Agreement, Acceptable Use and Remote Access Policy Request forms.

Jamie Allen reported that following the meeting, Docu-Sign invitations were sent out to 21 committee members to sign the required agreements. External users who were not already on the CityNet platform were sent an invitation from Microsoft to set up their Metro account. She stated that this step has caused some delays for several users. She stated that a dashboard education session was offered to every member regardless if the user accepted or declined signing the dashboard agreements. Of the 21 invitations, the CJC and Metro Technology received signed agreements back from 18 members. Of the 18

members that signed agreements, she reported that two members do not have Metro access and Metro IT is still troubleshooting those accounts.

Jamie reported six education sessions were held with the Office of the Circuit Court Clerk, County Attorney's Office, Commonwealth Attorney's Office, AFSCME, and with various community organizations including some that are members of this committee, the ACLU and the Louisville Urban League. Additional community organizations that received a demonstration of the dashboard include The Bail Project, Community Bail Fund, The Special Project- Strengthening Families Affected by Incarceration; and Showing Up for Racial Justice. She stated that the sessions were helpful and provided an opportunity to receive feedback which we are using to create a video tutorial that will walk users through how to maneuver and filter the dashboard and explain what the data means.

Faith emphasized that with a change in administration brings transition. During the transition period in December, she reported that she had the opportunity to meet with David Kaplan (Chief of the Transition Team) to brief him on the work of the Criminal Justice Commission and specifically efforts of the Jail Policy Committee. She stated that she had the opportunity to share the dashboard project with him and that he was very interested and impressed. She added that she has had the opportunity to meet with Deputy Mayor Dana Mayton and offered to provide a demonstration of the dashboard to the Mayor's leadership team along with Metro Corrections and IT. She reported that last Friday, Jamie was asked by Ron Heady, Assistant Deputy Mayor to Deputy Mayor David James to give access to the dashboard to David Kaplan, Deputy Mayor James, and Mayor Greenberg. She stated that she is looking forward to discussing the broader roll-out with the leadership team. She thanked the committee for their participation and feedback as the CJC continues to move forward on this project. Kungu expressed his appreciation to Chief Collins, Faith and Jamie for providing demonstrations to several community organizations. Tom thanked Jamie and Faith for their hard work in seeing this important initiative to fruition.

Tom shared the most recent update on the proposal to amend RCr 3.02 to allow local judges more authority to hear these types of cases. He recalled that he and Leo Smith sent a proposal to amend subsection 1 of RCr 3.02 to Justice Keller, Kentucky Supreme Court, and they were informed that the proposal would be considered by the Criminal Rules Committee. He reported that a meeting was scheduled to discuss the proposal later that afternoon and he will provide additional details of those discussions at the next meeting.

Beth McMahon provided an update on The Bail Project. She reported that there are currently over 1,091 active cases where bail was posted, and that the Clerk's office is holding approximately \$4.5 million dollars belonging to The Bail Project. Since the beginning of the project, there has been over 9.5 million dollars in bail posted and 3,008 cases resolved. She reported that that the appearance rate is 91% and the forfeiture rate is 3%.

VI. Adjourn/Next Meeting

With no further business to discuss, the meeting was adjourned. Tom advised that a copy of the 2023 Jail Policy Committee meeting dates is included in the packet and that the next meeting of the committee is scheduled for Tuesday, March 28, 2023 at noon in the Crown Room.