

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

**Meeting Summary
Tuesday, July 30, 2019**

Members Present: Tom Wine, Co-Chair; Leo Smith, Co-Chair; Eric Troutman; Tara Boh Blair; Saulette Davis; Chief Judge Anne Haynie; Chief Judge Brian Edwards; Carla Kreitman; Mike O'Connell; Daniel Fountain; Karen Faulkner; David Nicholson; and Jessie Halladay (designee for Chief Steve Conrad).

Staff Present: Faith Augustine and Jamie Allen.

Guests Present: Angela Bilewicz, Chris West, Kimberly Griffin, Kimberly Dowell, Steve Durham; Doug Hamilton; Samantha Ravenscroft; Samantha Arriaga; Mane` Martirosyan; Ingrid Geiser, Dr. Brian Schaefer; and Heather Ouellette.

I. Welcome/Call to Order

Tom Wine called the meeting to order and welcomed those in attendance. Members and guests introduced themselves.

II. Approval of the April 30, 2019 Meeting Summary

The summary of the April 30, 2019 meeting was unanimously approved as submitted.

III. Review of Jail Population Status – Eric Troutman, Acting Director

- a. LMDC Population Count
- b. State Inmate Population Update

Tom Wine introduced Eric Troutman and asked him to provide a brief update on the status of the jail population. Eric directed attention to a chart entitled "Admissions by Year" and reported that admissions in 2019 are trending down. Data from January 1, 2019 – June 30, 2019 shows 12,309 total admissions and the average daily population is 1,837. He noted that the Average Length of Stay (ALOS) in 2017 was 25 days, decreased to 23 days in 2018, and is holding at 23 days in 2019. Eric reported that the Home Incarceration Program population is also experiencing a similar decline and the ADP in 2019 is 556 inmates.

Eric directed members attention to a chart entitled "Average Total State Inmate Population 2013 – 2019." He reported that the average number of state inmates in the jail awaiting transfer in 2017 was 346, in 2018 decreased to 300 and in 2019 decreased to 266. So far in 2019, the average daily population of controlled intake inmates is 173 and 94 for Probation and Parole state inmates. Eric advised that LMDC transfers about 30 to 40 state inmates each week but there is an overrepresentation of female state

inmates in jail due to the Kentucky Correctional Institute for Women being at capacity. In response to a question from Mike O'Connell, Eric explained that female controlled intake inmates are transferred to KCIW for assessment. Female Probation and Parole inmates are transferred to another county jail bed. David Nicholson reminded members that when the new jail complex was built the female capacity was doubled. Eric added that county jails that hold state inmates can move them to other county jails, but Kentucky DOC informs LMDC regarding transfers. In response to a question, Steve noted that statute mandates state inmates should be moved within 45 days, but a budget bill increased it to 90 days. Members noted that the 90-day time period only applies to that biennium budget period.

Tom summarized that there are fewer admissions in 2019, and Doug noted that Ellen Heslen is meeting with the Justice and Public Safety Cabinet on Friday and may have an opportunity to reiterate the significance of moving state inmates.

IV. Pretrial Updates – Tara Boh Blair

- a. Administrative Release/Bench Warrant Administrative release
- b. Court Notification
- c. Arnold Ventures Study

Tom introduced Tara Blair and asked her to provide updates on several items related to Pretrial Services. Tara began by reporting that anecdotally Pretrial is also seeing a decrease in arrests of low-level misdemeanors. She reminded members that the Administrative Release protocol was implemented on July 25, 2017. Tara reported that between July 25, 2017 and July 28, 2019, there were 6,311 individuals released and 2,477 or 39% were bench warrant releases. Additionally, she noted that in 2018, 44% of all Administrative Releases were for bench warrants. Since Courtnet crashed on Friday, data for the court date text notification program were not available but Tara agreed to provide an update at the September meeting. She advised that the content on the Arnold Ventures study may be changing due to a recent report that says criminal history should not be considered as it relates to risk assessment. She reported that she has a conference call tomorrow to discuss the study further and will provide more information at the next meeting.

V. Committee Follow-up items

- a. The Bail Project – Leo Smith

The Bail Project began in Jefferson County as a partnership with the Public Defender's Office in May 2018. There are three full-time employees working in the Louisville office. Leo reported that since that time, over 1,100 cash bail bonds have been posted and there have been 2,205 referrals. The return to court rate has averaged over 90%. He noted that over \$1,000,000 has been refunded and recycled as cases have been resolved. As of the end of the day, July 21, 2019, the Clerk's Office was holding a balance of \$2,258,200 from The Bail Project.

b. PARTS/Felony MCR Pilot – Samantha Ravenscroft

Samantha Ravenscroft provided an update on the Pretrial Assessment Reentry Treatment Services (PARTS) Program. Sam reminded members that Pretrial Services implemented an enhanced Monitored Conditional Release program for felony offenders that are held pretrial in jail on a Circuit Court case. A needs assessment is conducted for each defendant and Sam makes referrals to services in the community to ensure they return to court as scheduled. Pretrial felony defendants are placed in the pilot program by agreement between the prosecutor and public defender. She reported that there are 33 defendants in the program and 8 active participants. Sam noted that six participants have active bench warrants. Tom thanked Samantha for all the hard work with implementing the program.

c. Arraignment Court Update – Ingrid Geiser

Ingrid Geiser reported that from August 1, 2017 through July 19, 2019 there have been 3,319 cases resolved in Arraignment Court involving 2,176 defendants. She estimated that 3,121 jail bed days were saved which is a conservative estimate (1 day each or 2 days if ROR on weekend or holiday). In addition, she noted that there were 2,744 cases where defendants had previous bench warrants.

d. HIP Pilot – Steve Durham

Steve reminded members that the HIP Work Group was charged with developing a risk-based approach to supervision under the Home Incarceration Program and a sanctions grid to determine how to manage program violations. He reminded members that the pilot was implemented in November 2018 with the Day Reporting Center participants and will be scaled out further once the new vendor is on board at the end of August. He added that HIP participants will be asked to sign a release allowing HIP staff to access the Pretrial Services risk assessment score in order to assign participants to the appropriate supervision level.

e. District Court Pilot Project – Chief Judge Anne Haynie

Chief Judge Anne Haynie reported that the District Court Pilot Project launches on September 23, 2019 and will include four of the criminal courts (301, 302, 303, and 304). She noted that there are six mini pilots within the larger pilot project, and a committee of stakeholders is currently meeting. She added that the committee has identified other issues to also address as well related to the processing of expungements and re-docket slips. She explained that they are trying to make the only urban court in the State as user-friendly as possible while reducing the number of bench warrants issued. She explained that the four pilot courts would handle their own arraignments and all new domestic violence case filings although the enhanced domestic violence protocol still needs to be written. She advised that DUI case filings would be assigned to the six non-pilot criminal courts. She also noted that out of custody defendants in the pilot courts would receive court date text notifications. Judge

Anne Haynie and Tom Wine discussed issues related to the processing of expungements, and Judge Haynie noted that there is a technological glitch with e-filing and AOC has to go back to the vendor for correction.

f. MAT Planning Initiative – Jamie Allen

Jamie Allen reported that the MCJC submitted a proposal for technical assistance to the Bureau of Justice Assistance, Comprehensive Opioid Abuse Program in March to establish a local comprehensive continuum of care model that would include treating individuals with Opioid Use Disorder that starts in jail and extends to treatment providers in the community. She announced that Louisville was selected to participate in the planning initiative along with 15 other jurisdictions, and that the MCJC will serve as the project coordinator for the 9-month planning.

Jamie reported that five team members from the MCJC, Louisville Metro Department of Corrections, Louisville Metro Public Health and Wellness, Kentucky Department of Corrections, and Wellpath will receive full travel scholarships to participate in two face-to-face meetings held in Washington, DC, between July 2019 and February 2020. The team will have an opportunity to learn from experts and from other jurisdictions through four virtual peer-to-peer exchanges, monthly coaching calls and tailored technical assistance for strategic planning. At the end of the 9-month technical assistance, jurisdictions may be eligible for additional funding to create and/or expand the continuum of care model. She reported that Dr. Margarita Pereyda from Health Management Associates has been assigned as the expert coach for Louisville and will be in town Friday, July 12th for a site visit to tour the jail and learn about current MAT initiatives. She stated that she will provide updates to members as the work moves forward.

VI. Adjourn/Next Meeting

Prior to adjournment Tom reminded members that legislative proposals for the 2020 session should be forwarded to Faith Augustine at the Criminal Justice Commission by Friday, August 23rd. The first meeting of the Legislative Committee is scheduled for Wednesday, September 4th. Eric reminded members that Dwayne Clark will be returning to serve as Director of the Louisville metro department of Corrections on Thursday, August 1st. Doug Hamilton thanked Eric Troutman and Steve Durham for all of their work in the interim.

Tom Wine thanked members for attending. The next meeting is scheduled for Tuesday, September 24, 2019 from 12:00 – 1:00 p.m. With no further business to discuss, the meeting was adjourned.