

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

**Meeting Summary
Tuesday, June 23, 2020**

Members Present: Leo Smith, Co-Chair; Erwin Roberts (designee for Tom Wine, Co-Chair); Eric Troutman (designee for Dwayne Clark); Tara Boh Blair; Chief Judge Angela Bisig; Ingrid Geiser; Karen Faulkner; David Musacchio; Michael Wilmes (designee for David Nicholson); Chief Judge Anne Haynie, Dan Fountain, Angela Bilewicz (designee for Carla Kreitman), Saulette Davis, Jessie Halladay (designee for Chief Robert Schroeder), Mark Zoeller, and John Rees.

Staff Present: Faith Augustine, Jamie Allen, and Stacey Ayers.

Guests Present: Lauren Polston; Amy Hess; Steve Durham; Chris West; Mane` Martirosyan; and Dr. Thomas Hughes.

I. Welcome/Call to Order

Leo Smith called the meeting to order and welcomed those in attendance to the virtual meeting. He advised that due to the virtual format, formal introductions will not be announced but noted that CJC staff will mark members and guests as present for the record. He reminded attendees to stay on mute throughout the meeting unless presenting or speaking and advised that the audio/video controls are located at the bottom of the screen.

II. Approval of the January 28, 2020 Meeting Summary

The summary of the January 28, 2020 meeting was unanimously approved as submitted.

III. Review of Jail Population Status – Eric Troutman, Chief of Staff

- a. LMDC Population Count
- b. State Inmate Population Update
- c. Pew Study/Data Collaborative for Justice

Leo Smith introduced Eric Troutman and asked him to provide a brief update on the status of the jail population. Eric reported that there were 27,762 admissions in 2019 with an average daily population of 1,824 and an average length of stay of 24 days. Data for 2020 shows there have been 8,599 admissions with an average daily population of 1,610 and an average length of stay of 28 days. He noted an increase in the average length of stay due to a number of inmates released over the past few months in order to slow the spread of COVID-19 in the jail, therefore the high risk and violent offenders have remained in jail. 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 280. Data

for 2020 shows the average number of state inmates is 292, and he indicated that the Kentucky Department of Corrections transferred four inmates in May but has not transferred any inmates recently although state capacity is running at 90%. He added that the capacity at all other county jails is about 77%. In 2019, the average daily population of controlled intake was 184 and 96 for Probation and Parole state inmates. Thus far in 2020, the average daily population of controlled intake is 179 and 113 for Probation and Parole inmates. Eric noted that data from March through May 2020 shows there has been an increase in the number of state inmates over 45 days because Kentucky Department of Corrections is not transferring inmates at this time. During the same period, state inmates under 45 days has decreased from an average of 198 in March to 70 in May. Current data shows there are 298 state inmates being held in the local jail. Eric explained that there has been a 33% decrease in the jail population since the same day last year; on June 24, 2019 the LMDC population was 1,803 and as of today the count is 1,204.

In response to a question from Judge Haynie, Eric reported that last year the number of bookings per day averaged 89 a day, and currently they are seeing between 12 and 25 a day. Eric explained that LMDC total bed capacity is 1,793 beds, and pre-COVID capacity was running at 119%. Currently, LMDC is at 66% capacity, however the Community Corrections Center was closed temporarily in April. In response to a question from Leo Smith, Eric noted that currently 95% of the main jail complex and Hall of Justice is full. He added that 24% are state inmates. In a follow-up question from Leo, Steve Durham explained that at this time work release inmates are being housed in the main jail complex but the program has been suspended in accordance with public health guidelines. Eric indicated that there are 10 inmates in custody with approved community releases. Eric also reported that although the Kentucky Department of Corrections prison capacity is 90% and all other county jails are at 77% capacity, DOC is not transferring state inmates. In response to a question from Erwin Roberts regarding the impact of the local protests on the jail population, Mane` Martirosyan reported that there has been a total of 272 protesters booked, and three individuals remain in custody. She indicated that most are released in less than eight hours.

Dr. Tad Hughes noted that the Pew Charitable Trusts Public Safety Performance Project is partnering with the Data Collaborative for Justice at John Jay College (DCJ) to work in three jurisdictions (Louisville, Kentucky; St. Louis, Missouri; and Durham, North Carolina) to collect, clean and analyze data on jail populations, with a particular focus on the characteristics of individuals with longer lengths of stay. He noted that Dr. Brian Schaefer is still working through data on the project, but that it remains on schedule. The team is working closely with John Jay to ensure standardization of the methods across the three jurisdictions.

IV. Pretrial Updates/Data

Tara Boh Blair, Pretrial Services

- a. Pretrial Release
- b. Administrative Release Program

Leo Smith introduced Tara Blair to provide an update on Pretrial Services. Tara began by noting that the meeting packet includes several handouts illustrating Pretrial data specific to Jefferson County. She noted that AOC pretrial data shows that there are currently 759 pretrial defendants in custody in Jefferson County, which is a historic low. Tara noted that since the committee last met, Pretrial Services data capacity has been enhanced and brought attention to several data charts on the screen. Tara reported that the first report shows that from 6:00pm on June 18, 2020 to 6:00pm on June 19, 2020, 83 inmates were booked and interviewed at LMDC. Of those, 70 were released within the same day, and 13 were held in custody. Of the 70 released, 49 were released on administrative release and 21 on non-financial release. The next report shows that from 6:00pm on June 19, 2020 to 6:00pm on June 20, 2020, 29 inmates were booked and interviewed at LMDC. Of those, 18 were released within the same day, and 10 were held in custody. Of the 18 released, 11 were released on administrative release, six on non-financial release, and one on financial release.

Tara reported that preliminary data for Jefferson County shows that the re-arrest rate for those released on pretrial release since March is only 4%. On a webinar today at 3:00pm, the Chief Justice will be releasing additional data. She also noted that text notifications were halted due to COVID-19 and resumed last week. She added that text notifications now include individuals with a felony case in District Court that was indicted. Tara gave a special “thank you” to Jefferson County judges, clerks, prosecutors, public defenders and other court partners for doing such a great job of expediting cases and reported that there have been 900 individuals released since the order was implemented.

V. Action Plan Updates/Follow-up Items

a. MAT Planning Initiative – Steve Durham

Steve Durham reminded members that in 2019 Louisville Metro participated in a 2019 Building Bridges technical assistance project to establish a local comprehensive continuum of care model to treat individuals with OUD that starts in jail and extends to treatment providers in the community. A team of stakeholders from jail administration, healthcare, public health and the Criminal Justice Commission developed an action plan to increase access to medications for OUD in jail. At the conclusion of the technical assistance period (March 2020), to support implementation of the work, Louisville Metro was awarded \$93,500 in start-up funding through the Institute for Intergovernmental Research to support the expansion of Metro Corrections MAT programming to hire two staff (one Substance Abuse Coordinator and a part-time Peer Support Navigator) for one-year to coordinate OUD treatment, provide maintenance doses of methadone for individuals who are already connected to a community provider prior to arrest, and to support referral for follow-up treatment in the community.

b. The Bail Project – Leo Smith

Leo reminded members that The Bail Project began in Jefferson County as a

partnership with the Public Defender's Office in May 2018. Leo reported that from May 2018 through June 17th, over 2,000 cash bail bonds have been posted. The return to court rate has averaged between 89% - 92%. Leo reminded members that The Bail Project is a revolving bail fund and reported that over \$6 million has been posted and \$3 million has been refunded and recycled as cases have been resolved.

c. Arraignment Court Update – Ingrid Geiser

Ingrid Geiser reported that data for arraignment court. From August 1, 2017 through March 16, 2020, there have been 4,444 cases resolved in Arraignment Court involving 2,873 defendants. Of these cases, 83.6% (3,715 cases) were for bench warrants. She estimated that 4,111 jail bed days were saved which is a conservative estimate (1 day each or 2 days if ROR on weekend or holiday).

VI. Adjourn/Next Meeting

Leo thanked members for attending. The next meeting is scheduled for Tuesday, August 25, 2020 from 12:00 – 1:00 p.m. With no further business to discuss, the meeting was adjourned.