

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

**Meeting Summary  
Tuesday, July 26, 2022**

**Members Present:** Leo Smith and Thomas B. Wine, Co-Chairs; David Heacock (designee for Chief Jerry Collins); Saulette Davis; Angela Darcy; Amy Hess; Judge Annette Karem; Kungu Njuguna; David Nicholson; Ann Schiavone Dyke (designee for Mike O'Connell); Rev. Roosevelt Lightsy Jr. (designee for Rev. David Snardon); Haven Harrington Jr.; Kelsey Doren; Angela Bilewicz (designee for Judge Mitch Perry); Kia Nishida; and Lt. Col. Steve Healey (designee for Chief Erika Shields).

**Staff Present:** Faith Augustine and Jamie Allen.

**Guests Present:** Matt Golden; Michael Wilmes; Erwin Roberts; David Cutt; Dr. Brian Schaefer; Grace Kara; Carrie Cole; Dr. Mariya Leyderman; and Dudley Cotton.

**I. Welcome/Call to Order**

Tom Wine called the meeting to order and welcomed members in attendance. He called for member introductions.

**II. Approval of the May 31, 2022 Meeting Summary**

The summary of the May 31, 2022 meeting was unanimously approved as submitted.

**III. New member introductions**

Tom Wine welcomed several new members participating on the Jail Policy Committee including Kia Nishida, Louisville Urban League; Haven Harrington, Louisville Branch NAACP; and Rev. Roosevelt Lightsy Jr., Interdenominational Ministerial Coalition. The community organizations were added in an effort to expand citizen representation on the Jail Policy Committee, enhance transparency, and increase community input.

**IV. Review of Jail Population Status – Jerry Collins, Chief**

- a. LMDC Population
- b. State Inmate Population
- c. CSH/KCPC Competency Evaluations Update
- d. COVID-19 – David Heacock, Chief of Staff

Tom called on David Heacock to provide a review of the jail population. Mr. Heacock reported that the population this morning is 1,392 and through June 30<sup>th</sup> there have been 8,807 admissions into Metro Corrections. He added that projections stand at 17,058 admissions through the end of the year. The average in-bed population is currently

1,400 and the average length of stay is 27 days. He reported that the average state inmate population is 195, a significant reduction from the previous year. He reported that the average controlled intake population is 134 and the average number of individuals being held by Probation and Parole is 69. Data through the end of June shows that the average number of state inmates over 45-days is 34 and under 45-days is 165. He added that 161 individuals were transferred to the Kentucky Department of Corrections in June.

Mr. Heacock advised that Metro Corrections is currently holding 25 individuals awaiting a Central State Hospital or Kentucky Central Psychiatric Center evaluation. He reported that four providers are coming onsite for in-house evaluations to speed up the process. He provided an update on COVID-19 in the jail and reported that there are no individuals who are positive. As a follow-up to the data, Tom Wine stated that the jail population is down considerably especially the state inmate population. He thanked Matt Golden for all his efforts in working with the Kentucky Department of Corrections to transfer inmates. He noted that progress is being made, but that work must continue. Rev. Lightsy asked if programming is available in the jail given staffing shortages, and David Heacock responded that GED programming is starting back in August. Dr. Leyderman explained that they are looking at different types of programming to include transitional, life skills, digital inclusivity, and vocational training.

## **V. Pretrial Services Report**

### **Angela Darcy, Executive Officer, Pretrial Services**

Tom called on Angela Darcy from Pretrial Services to provide an update. Angela reported that she is working on adjusting the Pretrial Services schedule which will allow the movement of pretrial staff back into the larger jails, including Jefferson County, on September 1<sup>st</sup>. As a follow-up from the May meeting, she reminded members that only those individuals who are assigned to the Monitored Conditional Release (MCR) program or those individuals arrested, booked and interviewed by pretrial are signed up for text notifications. She stated that she is working on ways to expand the text notification service to include out of custody defendants. She explained that the text notification system pulls data from the Pretrial Services PRIM system which stores information on defendants who are arrested and go through the Pretrial process. For those individuals who do not get arrested, but receive a citation and a court date, there is no way to pull the phone number from CourtNet. She reported that Pretrial is considering a new case management system which will integrate data from CourtNet. She also gave an update on the text notification pilot study in Jefferson County with CJI. CJI will be tracking the success rate of defendants that received a text notification after they were released from custody. She explained that the text reminder is not pushed until three days after release, and as part of the study they will be trying to figure out how they can do better.

Angela provided an update on SB 90. She noted that Jefferson County has not been identified as a pilot site at this time. Through the Kentucky Opioid Response Effort there is an opportunity to offer substance abuse and mental health services to those in custody. There will be a warm handoff to the Cabinet for Health and Family Services to provide case management assistance to individuals released from custody. The Cabinet will be

tracking data and measuring the success. Kunga noted that the ACLU supports SB 90 and wants to see it work.

## **VI. Follow-up Items/Updates**

- a. Data Dashboard – Jamie Allen
- b. Out of County Inmates/Proposal to Amend RCr 3.02 – Leo Smith/Tom Wine
- c. The Bail Project – Leo Smith
- d. Day Reporting Center – Chris West
- e. District Court Amnesty Docket – Ann Schiavone Dyke

Tom called on Jamie Allen to provide an update on the jail population management data dashboard. Jamie presented the dashboard and explained that some visual enhancements have been completed since the May meeting. She reminded members that the online dashboard will provide a visual breakdown and daily snapshot analysis of the jail population in real time. The goal is for the dashboard to enhance decision making by the Jail Policy Committee (JPC), judges, other justice system stakeholders and the community. Using live data to understand the current population will inform trends associated with arrest, pretrial detention, bond decisions, sentencing practices, length of stay and overall capacity utilization.

As it relates to the roll out plan, Jamie reported that the Criminal Justice Commission presented the dashboard to the Mayor's Leadership team on Wednesday, July 13<sup>th</sup>. Metro IT is hoping to begin security testing on the population snapshot and low-bond data reports in early August. In August, the Metro IT Team will assign authorized criminal justice stakeholders access to the population snapshot page of the Jail Population Management Dashboard that includes aggregate (non-personal) level data about the jail population; a secondary group of authorized stakeholders will be assigned row-level security access to low-bond data reports that include personal-level CJI to include names, charges and case numbers. Once the security testing is complete, the Metro IT team will deploy the Jail Population Management Dashboard population snapshot through an online Power BI platform and allow the public to access the aggregate population data.

In response to a question from Matt Golden, Jamie provided an example of how you can drill down into the visualizations to see a specific set of data. However, she explained that none of the visualizations on the main dashboard allow for users to drill into the data to see inmate name or other identifiers. She noted that data definitions will be added and explained that the charge data is by highest charge. In response to a question from Rev. Lightsy about the time period, she explained that the data goes back to October 21, 2021. Tom noted that the dashboard is a big leap forward and has been a work in progress for the past year. Matt Golden added that the daily population report is posted on the Metro Corrections website daily for the community to get information.

Leo shared the most recent update on the out of county inmates and the proposal to amend RCr 3.02. He explained that the Co-Chairs sent a proposal to amend subsection 1 of RCr 3.02 to Justice Keller, Kentucky Supreme Court. Leo advised that he was

informed that the proposal would be considered by the Criminal Rules Committee, although the committee has not met or provided a response. He reminded members that Chief Justice Minton created a Notification Improvement Process Work Group to address out-of-county inmates, and two subgroups were formed. The working group has asked for recommendations. Leo agreed to provide an update on the proposed amendment and the Work Group at the next meeting.

The reports for The Bail Project and the Day Reporting Center were deferred to the September meeting.

Tom called on Ann Dyke to provide an update on the amnesty dockets. Ann reported that there were 660 total redocket requests however that number includes duplicates. After filtering out the duplicate requests, 354 cases were approved for the docket. She stated that a total of four amnesty dockets were scheduled on June 7<sup>th</sup>, 8<sup>th</sup>, 9<sup>th</sup>, and 16<sup>th</sup>. There were 194 defendants scheduled and 53% appeared in Court. She thanked all the partners including the Jefferson County Attorney's Office, Chief Judge Karem, the Office of the Commonwealth's Attorney, Court Administrators Office, Public Defenders Office, Private Bar, Jefferson County Sheriff's Office, and the Office of the Circuit Court Clerk for coming together to plan the dockets. She stated that many cases were resolved, and next they will be working on a show cause docket. She added that the ACLU asked the Jefferson County Attorney's Office to review bench warrants for failure to pay restitution. The ACLU agreed to provide funding to pay restitution owed to victims although many of the cases reviewed involved Louisville Metro Government as the identified victim and Metro agreed to waive the restitution costs in those cases. Of the cases reviewed for failure to pay restitution, there was a total of \$280,000 paid to victims, and only three cases are still in process. She thanked the Public Defender's Office, District Court, Office of the Circuit Court Clerk, and County Attorney's Office for coordinating the effort, and the ACLU for providing the funding to cover the restitution. Kunga Njuguna added that they would like to see a policy change made as it relates to how bench warrants are issued to reduce the numbers. He added that if the amnesty dockets are offered again that the ACLU would like to be involved in the planning to offer transportation and child care assistance. Judge Karem added that there is a group reviewing bench warrants for fines and costs that are over 5 years old but could be set aside and the cases purged.

## **VII. Adjourn/Next Meeting**

With no further business to discuss, the meeting was adjourned. Tom advised that the next meeting of the Jail Policy Committee is scheduled for Tuesday, September 27, 2022 at noon in the Crown Room.