



Dane County

Minutes - Draft

Criminal Justice Council - Pre-Trial Services Subcommittee

Consider:

Who benefits? Who is burdened?

Who does not have a voice at the table?

How can policymakers mitigate unintended consequences?

Wednesday, September 29, 2021

12:15 PM

Virtual Zoom Meeting: See top of agenda for instructions on how to join the webinar or call in by phone.

A. Call To Order

Staff Present: Isabel Anadon and Sarah Jensen

The meeting was called to order by Chair McNamara at 12:16 pm.

Enger joined at 12:25 pm

Dorl left at 1:15 pm

Present 7 - COLLEEN CLARK-BERNHARDT, CATHERINE DORL, TROY ENGER, CARLO ESQUEDA, JEFF KOSTELIC, NICK MCNAMARA, and ISMAEL OZANNE

Excused 1 - KERRY PORTER

B. Consideration of Minutes

1. [2021 MIN-212](#) MINUTES OF THE JUNE 16, 2021 CRIMINAL JUSTICE COUNCIL - PRE-TRIAL SERVICE SUBCOMMITTEE

Attachments: [2021 MIN-212](#)

A motion was made by KOSTELIC, seconded by OZANNE, that the minutes be approved. The motion carried by a voice vote.

C. Action Items

None

D. Presentations

1. Potential Dashboards for Pretrial Data

Presented by Anadon

Reviewed different metrics that could be reported in the dashboards. Discussion of financial conditions of release, reporting of Public Safety Assessments (PSA), performance metrics, baseline measures, such as court appearance rate, release rate, and public safety rate (reflecting the number of people who are and are not arrested on new charges while on pretrial release). Emphasis on changing from a decision-making framework (DMF) to a release conditions matrix (RCM) to reflect goals of pretrial release. Discussion of performance measures to evaluate process rather than sharing the numbers and statistics without context.

Discussion ensued regarding distinction between the actual assessment of a signature bond by the court commissioner compared to the PSA recommendation of a signature bond. Discussion about the number of charges versus people who are in the jail with holds. Discussion of meaningful performance measures that can move towards policy. Distinction between actuarial data compared to an actuarial assessment in regard to predicting someone's failure to appear. Discussion of defining a non-appearance, and whether that is measured at the individual person or charge level.

[2021
PRES-159](#)

PSA DATA VISUALIZATIONS

Attachments: [2021 PRES-159](#)

2. Extension of PSA Study

Presented by Clark-Bernhardt and Esqueda

PSA Assessors are in the 2022 budget. The Access to Justice Lab (A2J) is interested in doing a study within the existing PSA project regarding probable cause statements. This would require transcripts of a lot of initial appearance proceedings. Transcripts will be the challenging piece, but these are public records.

3. MDRC Update

Presented by Clark-Bernhardt

MDRC is in the process of completing a dosage study to determine how much pretrial services supervision is appropriate for different people on pretrial release. This process has slowed slightly with staffing changes but is ongoing.

4. Advancing Pretrial Policy and Research (APPR): Next Steps and Timeline for Technical Assistance

Presented by Clark-Bernhardt

APPR emphasizes the need to move from a decision-making framework (DMF) to a release condition matrix (RCM) to reflect the goals of pretrial release. This shifts the focus and perspective of pretrial justice and creates a more equitable system. There is a technical assistance program that would be beneficial, but it would be resource-intensive on pretrial services to apply. The CJC-PT would need to include motion language on a future meeting agenda to move this forward.

5. Historic Trends of Pretrial Supervision Since its Creation

Esqueda provided an overview of the history of pretrial supervision from its inception to today. See attached timeline.

Discussion ensued regarding cost of creating a new Pre-Trial Services Department.

[2021
RPT-669](#)

PRE-TRIAL SERVICES TIMELINE

Attachments: [2021 RPT-669](#)

E. Reports to Committee

None

F. Future Meeting Items and Dates

In 2022, the CJC-PT will aim to meet alternating months. The 2022 calendar will be discussed further in the upcoming CJC-PT meeting.

Next meeting: December 1st at 12:15pm.

G. Public Comment on Items not on the Agenda

Erika Bach – Registered, but not present at the meeting to provide public comment.

H. Such Other Business as Allowed by Law

None

I. Adjourn

A motion was made by OZANNE, seconded by CLARK-BERNHARDT, that the meeting be adjourned. The motion carried unanimously.

The meeting adjourned at 1:25 pm.

Minutes respectfully submitted by Sarah Jensen, pending subcommittee approval.