



Dane County

Minutes - Final Unless Amended by Committee

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, June 29, 2022

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 12:17 pm.

Enger joined at 12:20 pm.

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

Excused 1 - CARLO ESQUEDA

B. Consideration of Minutes

1. [2022 MIN-085](#) MINUTES OF THE APRIL 13, 2022 CRIMINAL JUSTICE COUNCIL -
PRE-TRIAL SERVICES SUBCOMMITTEE

Attachments: [2022 MIN-085](#)

[4.13.22 CJC Pre-Trial Registrations](#)

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

C. Action Items

None

D. Presentations

None

E. Reports to Committee

1. PSA Legacy Site: Dane County

Presented by Clark-Bernhardt

Review of presentation regarding Dane County's history of innovation in pretrial and current status as a PSA Legacy Site. As a Legacy Site, Dane County was awarded technical support from Advancing Pretrial Policy and Research (APPR). This technical assistance will run from July 2022 – January 2023. APPR team members will attend a CJC-Pretrial Services subcommittee meeting in the future and will work with the CJC Research and Innovation team. They will also collaborate and support the CJC's work on racial equity.

[2022
PRES-032](#)

PSA LEGACY SITE: DANE COUNTY PRESENTATION

Attachments: [2022 PRES-032](#)

2. Community conversation planning

Presented by Clark-Bernhardt

The CJC and this subcommittee are interested in holding another community conversation regarding pretrial justice, likely in December. Historically, these meetings have been in the evening (about 5pm) and have had a substantial turnout of a couple hundred people. These meetings have been virtual recently due to COVID.

Discussion of timing of the community conversation. Discussion regarding who would participate as experts to speak at the meeting, likely one of the leaders on the APPR technical assistance team. Discussion of potential funds for community engagement, as these funds have been useful for past engagement and feedback from community members. Importance of including a court commissioner, since they do the majority of the work with setting bail.

3. Pretrial Office

Discussion of current barriers in Pretrial Services include technology issues. Some devices that are used by pretrial services and DCSO for people on pretrial release are no longer functional due to outdated technology. This is a national issue for those working with this vendor.

Discussion of issues with law enforcement agencies, victims, and members of the public requesting records from pretrial services, as discussed in April meeting. Discussion with criminal circuit judges, discussion of creating similar standard to that of a warrant.

Discussions of the challenges with pretrial services' limited hours and capacity, and the impact that has on pretrial detention.

The discussion on this topic will continue when Clerk of Courts Esqueda is available.

4. Future research

Presented by Clark-Bernhardt

Clarification that research requests must go through the full CJC body, and cannot be requested directly of the CJC Research & Innovation Team. The team has low capacity and needs formal request and direction from the CJC. There are some ongoing large projects that require a lot of resources, including the PSA study with Harvard Law School's Access to Justice Lab and the MDRC "dosage" study regarding pretrial services.

Discussion of topics that may require additional research in the future. The Wisconsin State Legislature's proposal about increasing bail and imposing a mandatory \$10,000 bail for those with prior felonies may require more research as to determine its impact. This proposed legislation also has implications for speedy trial requirements. Discussion of research request scope and parameters based upon the legislation. The legislation has no temporal constraints on prior felonies, meaning that the analysis would need to be broad. Interest in looking at what the potential impact of this legislation would be on people who are incarcerated pretrial.

Currently, the Research & Innovation team are onboarding the new CJC Research Analyst, Tamarine Cornelius. The team is also working to routinize reports and update dashboards consistent with national best practices.

F. Future Meeting Items and Dates

Next Meeting: August 10th at 12:15 pm on Zoom.

Future Meeting Items:

-Peer supports in Pretrial-Pima County Presentation

-Inclusion or expansion of subcommittee to include the Director of Pretrial Services and a representative from court commissioners.

G. Public Comment on Items not on the Agenda

None

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 1:17 pm.

Respectfully submitted by Sarah Jensen, pending subcommittee approval