

Probation Task Force

Date: January 9th, 2009, 8:00am-10:00am

Attendees:

Gil Martinez, Chair
Christine Adams, Facilitator
Sherri Hufford, Judicial/Probation
Germaine Miera, DCJ/Research
Mike Riede, Task Force Leader
Tom Moore, Community Corrections
Steve Siegle, Victim's Right
Paul Herman, CCJJ Consultant
Ken Plotz, Senior Judge
Larry Abrahamson, District Attorney
Paul Cooper, Chief Probation Officer
Mary Clare Mulligan, Defense Attorney
Ann Terry, CDPS

Absent:

Charlie Garcia, Community Corrections
Shelby McKinzey, CU Student
Kevin Ford, DCJ/Research
Bill Kilpatrick, Golden Police Department
Ken Gordon, Senator
Kevin McGreevy, Defense Attorney
Mike Biggio, The Free Coalition
Michael Kirkland, Douglas County Sheriff

Issue/Topic:

Welcome and Introduction

Issue/Topic:

Task Force Timeline

Issue/Topic:

Review of the 8 recommendations sent back to Task Force, make action plan

Issue/Topic:

GP-14 Standard Conditions of Probation

Discussion:

Judge Martinez welcomes the group.
The group agrees to hold subsequent meetings at 8:30am rather than 8:00am

Discussion:

Judge Martinez and Christine Adams preview the 6 month timeline for January –June 2009 (see handout)

- Timeline is a rough draft
- The timeline was put in place so our June report can coincide with the OSPB budget requests
- The timeline for phase 2 is shorter than the timeline for phase 1
- We hope to close out re-entry by June so the Commission can then start working on Juvenile issues in June and July

Discussion:

With fiscal limitations and budget uncertainty in the coming year we need to focus on practical and doable recommendations.

Don't lose sight that things may get better down the road, but focus on what is doable.

Prioritize the 8 recommendations and talk about how to tackle the issues.

We may want to break into smaller groups.

We can work with PAC to get work done on recommendations.

- There is a concern that there is no obligation on behalf of PAC to accept these recommendations.
- Is there a possibility of loggerheads between PAC and the Commission?
- The goal is for PAC and members from the Task Force to work *together*.

Discussion:

What conditions are tied to Evidence Based practice and how can we get our conditions closer to that practice. What conditions address offender risk and needs.

Present this to the PAC, let them know our concerns and have them look at the issues.

Issue/Topic:

GP-14 Standard Conditions of Probation (cont.)

Action:

Send GP-14 to PAC

Issue/Topic:

BP-32 Special Conditions of Probation Criteria

Action:

Send BP-32 to PAC

Issue/Topic:

BP-36 Probation Technical Violations Sanctions Guidelines

CS-63 Technical Violations Programs within Probation

Discussion:

Discussion of combining recommendations. Could we combine things like Standard Conditions and Special Conditions of probation?

PAC meets February 6th. Sherri informs the group that Tom Quinn hopes to pose Task Force issues to PAC and hold 3-4 meetings to talk about our recommendations.

Someone from the defense bar should be at this meeting.

Mary Clare Mulligan agrees to attend PAC meeting.

Discussion:

Change wording to "Conditions of Probation Criteria".

Defer "Conditions of Probation Criteria" to PAC.

Side notes

What happened to our original goal of improving assessment, EBP, Case Management, PO training about using tools that really work and being more 'pro' about offender success? All we seem to talk about now is the violations, etc.

Paul clarifies that the recommendations sent BACK to the Task Force needed further clarification. Issues of training and EBP are already moving forward.

Discussion:

PAC is working to address these TV unit recommendations.

Someone from this group should be involved in probations meetings about setting up a TV unit.

Probation has hands on expertise and the CCJJ has the inside track on the legislature and what needs to be done.

The issues are broad and complicated because of differences in the many different jurisdictions.

Issue/Topic:

BP-36 Probation Technical Violations Sanctions Guidelines (cont.)

CS-63 Technical Violations Programs within Probation (cont.)

Action:

Sherri will provide update on this group at the next meeting.

Mike Riede, Tom Moore and Mary Clare Mulligan will attend the PAC meetings on TV programs

Issue/Topic:

BP-41 Summons in Lieu of Arrest for Probation Revocations

BP-42 Arrest Alternatives for Offenders on Revocation Status

BP-43 Expand Use of Home Detention in Lieu of Jail

Action:

BP-41 Get data back from PAC on the actual data.

Sherri to report back with data. Sherri will report back in March on the numbers of revocations cases and process that is ACTUALLY happening in the state. Sherri will also try to get data on BP-42 & BP-43

Discussion:

Sanction guidelines in other states include both positive and negative sanctions.

Focus on intermediate sanctions is in BP 36.

Mike Riede will attend the Probation TV units meetings.

Tom Moore will also attend the Probation TV unit meetings.

Mary Clare Mulligan agrees to try to attend PAC meeting.

Connecticut's TV units are what drove CS-63. Paul asks if this is what Probation is looking at specifically.

The group asks Sherri to make sure Probation knows we had the Connecticut model in mind with this.

Discussion:

These are educational issues.

Educate probation officers as to why they should make these recommendations and educate judges as to why they should accept these recommendations.

Per Ann Terry – BP 41 is going to be part of a legislative bill.

Probation could provide data, follow cases through revocation process and see what the numbers actually are. See what this looks like statewide and let the group know how big of an issue this may or may not be.

Issue/Topic:

BP-33 Mandatory Earned Time on Probation

Action:

Probation is going to take this on and Sherri is going to report back on the status of a pilot program.

In February meeting - Sherri will report back on poll from Chiefs and whether early term exists and barriers.

Issue/Topic:

Preview Next Meeting

Mike Riede to invite Allison Boyd.

Christine Adams to invite Meg Williams

Sherri to invite Jalise Vigil-Kelly

Discussion:

This recommendation would be best to be looked at by a sub-committee.

This is an evidence based issue.

Per Sherri, Tom Quinn says he could help put together a work group and have a design by May or June.

Probation is willing to take on this task. Probation would run this committee and get a pilot put together by May or June.

Per Ken, the best implementation would be a 'model' that individual districts could modify as they see fit.

Per Tom Moore, should we see what we already have in place? The templates probably already exist for parole and prisons. We can just then modify.

Don't lose sight of the victim's groups and transparency issues.

Can we get stats on who is currently getting terminated early? Ask this at Chief Probation officer meetings. Sherri will ask at Chief PO meeting.

This works in districts with buy-in by DA's.

Pilot program should include both urban and rural areas.

Discussion:

Task Force to meet February 13th at NETI at 8:30 a.m.

Issues for next agenda-

Sherri reports back with updates on all recommendations.

Per Mary Clare Mulligan – Kevin cannot attend in the future; she is trying to find another defense attorney to fill.

Ann Terry has some issues with Fridays and may be late in the future.

Mary Clare Mulligan may be late on Fridays as well.

Mike Riede will bring someone into the Task Force to represent victims, possibly Allison Boyd.

Meg Williams would be a good restorative justice representative. Christine Adams will contact.

Sherri to invite Jalise Vigil-Kelly from Probation to come as well.