

Idaho Criminal Justice Commission
Regular Meeting
December 14th, 2018

Location: Local Government Center, 3100 S. Vista Ave., 2nd Floor, Boise, Idaho

Time: 8 a.m.–12 p.m.

Idaho Criminal Justice Commission Members Present:

Sharon Harrigfeld, Chair, IDJC
Paul Wilde, Vice Chair, Idaho Sheriffs Association
Darrell Bolz, Public Defense Commission
Denton Darrington, Public Member
Eric Fredericksen, SAPD
Grant Loebs, Prosecuting Attorneys Assoc.

Nicole Fitzgerald, Office of Drug Policy
Dan Hall, Chiefs of Police Association
James Cawthon, Judge, Magistrate Court
Gregory Moeller, Judge, District Court
Lisa Bostaph, Public Member
Melissa Moody, Judge, District Court
Bart Davis, U.S. Attorney, District of Idaho
Grant Burgoyne, Senate Judiciary & Rules

Patti Anne Lodge, Senate Judiciary & Rules
Paul Panther, Idaho Attorney General's Office
Kedrick Wills, Idaho State Police
Sara Thomas, Idaho Supreme Court
Sandy Jones, Comm. of Pardons & Parole

Melissa Wintrow, House Jud, Rules & Admin

Comprising a quorum of Idaho Criminal Justice Commission (Commission)

Idaho Criminal Justice Commission Members Absent:

Henry Atencio, Department of Correction
Kendra Knighten, Office of the Governor
Russell Barron, Health & Welfare

Lynn Luker, House Jud, Rules & Admin
Matt McCarter, Department of Education
Margie Gonzalez, Comm. on Hispanic Affairs

Seth Grigg, Idaho Association of Counties

Others Present:

Gina Wescott, Health & Welfare
Thomas, Dayley, House Jud, Rules & Admin
Ken Howard, Idaho Community College Con.

Agenda <i>Who's Responsible</i>		Meeting Outcomes/Decisions Reached	Due Date
8:00 am (10 min)	Call to Order— <i>Chair Harrigfeld</i> <ul style="list-style-type: none"> Welcome and Roll Call—<i>Chair Harrigfeld</i> Review Commission's Vision and Mission Statement and Values—<i>Commission Members</i> 	Introductions of members and guests. The Commission's Vision and Mission Statement and Values were reviewed.	
Commission Management			
8:10 am (10 min)	Action Item – Approve November 2018 Minutes <u>Subcommittee Reports</u>	There was a motion to approve the November 2018 meeting minutes by Darrell Bolz and seconded by Melissa Wintrow. The motion carried. Ken Howard gave a report on the Community College Subcommittee: A year ago Community Colleges were putting together a program to educate felons who were nominated by the CJ community. Over the last year, a paper was commissioned to provide information about the concept. Education reduces recidivism and reduces the cost associated with CJ and incarceration. Next step is to create a sub-subcommittee that is more focused on the details. Looking to design a program that helps people understand that benefit of citizenship, and to help people become better citizens, that ultimately leads to a certificate and some kind of apprenticeship program.	
Promote Well-Informed Policy Decisions			
8:20 am (15 min)	New ICJC Website Update and Training— <i>Timothy Hibbard, IAC</i> Action Item – Vote to Support Website	Dr. Bostaph gave an introduction to the history of the website overhaul. The Research Alliance worked with Access Idaho to create the design. Stephanie from the Office of Drug Policy spearheaded the effort. Tim Hibbard provided basic training on how to access the different aspects of the website and where items can be found. Agendas and meeting minutes can be found on the calendar and on the subcommittee pages. Data can be found on the data page. People can contact the Commission on the Contact Us page, but it is filtered to the correct contact via subject selection. There was a motion to support the new ICJC website redesign by Grant Burgoyne and seconded by Eric Fredericksen. The motion carried.	
8:35 am (30 min)	ICJC Data Dashboard Annual Update— <i>Dr. Lisa Bostaph, Boise State University</i>	Dr. Bostaph gave a presentation on the Research Alliance Data Dashboard. Also knows as the shared data platform. If you do not have data on the platform, you don't have any responsibilities. Participation is voluntary. If your agency wants to share data on the platform, you get to control what goes up there. All data is de-identified and in the aggregate. Once your agency should have a representative on the research alliance, as an agency you need to make sure they have access to the	

		<p>data that is approved to be uploaded. Each Agency is sharing resources to make sure the Alliance has what it needs to run properly.</p> <ul style="list-style-type: none"> • There was a question about if the data dashboard is limited to data, or can agencies post reports. The answer was that there was no limitation on what agencies can post on the data dashboard. • It was suggested that only data that the Commission has permission to share, should be put on the data dashboard. • There was a question about whether or not there is a source and a contact about where the data came from if there was someone from an agency doing research on this website. • Contact information can be added easy enough. • All data needs context and definitions. • Data should be current. People should be able to request historical data. • Agencies that put data on the website are responsible for the data, not the Commission. There can be conflicting reports from different agencies. • Mythology should be referenced in the data that is published. 	
9:05 am (35 min)	ICJC Accomplishments Discussion	<p>A question was asked if the Commission wants to move forward with annual accomplishments.</p> <p>Accomplishment made it possible for the U.S. Attorney's Office to be a part of the Commission.</p> <p>It was decided that Sharon Harrigfeld put together the accomplishments of the past several year (2013 to present). Accomplishments to be posted on the website going forward.</p>	
9:40 am (15 min)	Justice Reinvestment Initiative Meeting Planning	<p>It was discussed that the JRI meeting be conducted in April 2019 and should roughly follow the following template:</p> <ol style="list-style-type: none"> 1. What is JRI? 2. What JRI was supposed to be? 3. What JRI is now? (And perhaps why it is different from what it was supposed to be?) Successes/Failures? 4. What are the problems JRI can solve? What are the problems JRI cannot solve, but need to be solved for JRI to be successful? 5. Which agencies were affected and how? 6. A discussion on what ICJC should adopt to help? 	

		<p>In the May 2019 Meeting there should be an action item for the ICJC to approve the ICJC policy of JRI/Policy to help Idaho be better in this area, and ultimately update the strategic plan to reflect ICJC position on the “all-encompassing issue.” Essentially this will be a two (or more) meeting endeavor to go through each step to improve Idaho policy.</p> <p>It was discussed that JRI should be rebranded as well.</p>	
9:55 am (15 min)	<ul style="list-style-type: none"> • Presentation of Award to Chair Sharon Harrigfeld—<i>Vice Chair Wilde</i> 	Sheriff Paul Wilde presented an award to Chair Sharon Harrigfeld for her outstanding service to the Commission and to Idaho.	
10:10 am (20 min)	Break		
10:30 am (60 min)	Agency Legislative Discussion	<p>Seth Grigg gave an update on county legislation (it shall be noted that Judge Gregory Moeller left the room and was not present during the presentation by Seth Grigg on county legislation, but returned to the meeting shortly after):</p> <ul style="list-style-type: none"> • IAC’s likely top priority this session is advocating for a statutory levy increase for the Justice Levy. Currently the Justice Levy cap is .002. Most of the counties in Idaho have hit their caps, or will soon hit their caps. What that means for counties is that they need to get more creative in how they pay for justice related expenses, such as using the District Court Levy or Indigent levy. • Related issues are that local jails are old or overcrowded. In order to fund new or renovated jails IAC is requesting a reauthorization of a local option sales tax that will allow counties to go to voters to request a .5 cent sales tax option to pay for the jails. • Jail medical expenses is another issue. One of the consequences of pre-trial release is that it raises a question about who has the responsibility of the medical costs for individuals who have been arrested for a crime, are awaiting trial, but are on a pre-trial program such that they are out in the community (not in the jail), with the capability to work and have their own insurance options. Right now, the county is responsible for those funds. IAC is seeking authorization to treat those individuals on pre-trial release as any other medically indigent individual in the county. This will likely be in a holding pattern until we find out what is going to happen with Medicaid Expansion. • The other pre-trial related matter is that the Courts worked with IAC to establish a formal pre-trial release program, in which the counties could collect fee for services. IAC is looking to move forward with that bill in which the counties could collect fees for service for a formally established pre-trial release 	

		<p>program. There would likely be a provision that would only require payment of pre-trial services if the individual is convicted of a crime.</p> <ul style="list-style-type: none"> • IAC is also advocating for an increase in funding from the State for Public Defense. The PDC is planning on asking for a \$10 Million appropriation this year in increase the State share from 12.5% to 20% which IAC is fully supportive of. (NOTE: The numbers are an accurate representation of what was actually said, however, Darrell Bolz wanted to clarify for the record that the actual numbers should be \$11 million rather than \$10 million, and 15% rather than 12.5%.) <p>Melissa Wintrow gave a presentation on Domestic Violence Fatalities in the State of Idaho. She began with a background on herself and her motivation for the subject.</p> <ul style="list-style-type: none"> • Domestic Violence is a public health issue nationwide. • Annie Pelletier Hightower provided national statistics. Abused women are 5 times more likely to be murdered by their partnership if their partner has access to a firearm. Between 1980 and 2008, 2/3rds of all women murdered by their partners were murdered with a firearm, and 2/3rds of all women who were killed by firearms were killed by an intimate partner. Domestic Violence and Firearms are a deadly mix. In Idaho there have been at least 11 domestic violence fatalities this year. • Dr. Bostaph provide clarification about the use of alcohol in response to a comment by Sen. Darrington: According to the Idaho Risk Assessment of Dangerousness, the use of alcohol is an identified risk. No research has identified alcohol as a cause of domestic violence, whereas the presence of firearms has been identified as a predictor of lethal violence. • It is already federal law that if someone is convicted of domestic violence they are prohibited from owning a firearm. • There was broad discussion clarification and how to improve the legislation. <p>Nicole Fitzgerald gave an update on CBD oil.</p> <ul style="list-style-type: none"> • Cost is a major concern to Epidiolex. It is being treated as any other anti-seizure drug. It is specific to two rare types of seizure. There should be a legal avenue for people to get ahold of the drug. 	
11:30 am (20 min)	Leadership Transition Ceremony	There was no Leadership Transition Ceremony.	

11:50 am (10 min)	<p>Other ICJC Business</p> <p>Action Item – Creation of New Subcommittee on Addressing Requirements of Open Meeting Law and Public Records Act</p> <p>Action Item – Approve 2019 Meeting Schedule</p>	<p>A new subcommittee was created. Members: someone from Paul Panthers office, Seth Grigg, Sandy Jones, Eric Fredericksen.</p> <p>There was a motion to approve the January meeting by Paul Wilde and seconded by Lisa Bostaph. The motion carried. The rest of the schedule to be voted on in the January meeting.</p>	
12:00 pm	Adjournment	The meeting was adjourned.	

Next regularly scheduled meeting to be held in Boise, Friday, January 25th, 2019

“Collaborating for a Safer Idaho”

