

IDAHO CRIMINAL JUSTICE COMMISSION

"Collaborating for a Safer Idaho"
Established 2005
C.L. "BUTCH" OTTER
Governor

2010 Accomplishments

Adopted June 28, 2013

Children of Incarcerated Parents Subcommittee

- A communication program was piloted at South Boise Women's Correctional Center. This program provided tools to help educate incarcerated parents on how and what to communicate with their children on the outside to reduce the risk of unnecessary trauma to their children.
- A survey was sent to inmates at Ada County jail, juvenile corrections, and adult correction to identify the number of children with incarcerated parents. The compiled results were shared with a variety of groups.

Gang Strategies: Enforcement, Reduction, Re-entry and Legislation Subcommittee

- *2010 Idaho Gang Survey Results* document was completed for 2009 in partnership with Idaho Department of Correction. The purpose was to furnish policy makers and general public with a better understanding of the environment in which today's gangs operate.

Misdemeanor Probation Project Subcommittee

- Four main focuses: 1) standardization of training at POST Academy; first academy was held in the fall; 2) implementation of a uniform risk assessment; 3) standardization of case management practices; and 4) development of statewide standards and guidelines.
- A uniform risk assessment, LSI-R, was adopted as the standardized assessment tool.
- ISTARS was selected as the software tool for assisting with case management since every county has access to it.
- Seventeen standards and 16 areas of responsibilities were approved for incorporation into county adult misdemeanor probation policies and procedures.

Public Defense System Subcommittee

- A Byrne JAG grant application was completed to:
 - Hire a part-time staff attorney to support the work of the Subcommittee through research, data collection, brief papers, and reform recommendations to be considered by the Commission.

- Hire a part-time training officer and provide necessary training to existing public defenders statewide.
 - Provide for copying costs and software for the contractors.
 - Provide for training costs.
 - Provide for travel expenses for 50 attendees, 12 faculty members, six of whom may have travel expenses.
- Only the contract attorney position was approved for \$48,600 for one year. Contract staff attorney was hired April 2011 for one year. Request to continue the grant for another year was approved. The grant and contract ended March 31, 2013.

Criminal Justice Research Alliance Subcommittee

- Researched feasibility of Idaho becoming a beta state test site for the Pew Center on the States' economic criminal justice model (Results First Project). Recommended Commission move forward in joining the Results First Project. Idaho became a beta state test site in 2011.
- As a means of strategically strengthening sex offender management efforts in the state, the Idaho Criminal Justice Commission contracted with the Center for Effective Public Policy (the Center) to conduct a system-wide review of current policies and practices regarding the assessment, treatment, and supervision of adult male convicted sex offenders in Idaho.
- *Adult Sex Offender Management System Final Report* by Mimi Carter, and Dr. Kurt Bumby, Center for Sex Offender Management, was completed.

SORNA/Sex Offender Issues and Legislation Subcommittee

- Requested a one-year extension from the federal office of Sex Offender Sentencing, Monitoring, Apprehending, Registering, and Tracking (SMART) in order to substantially implement the Sex Offender Registration and Notification Act.
- The SORNA/Sex Offender Issues and Legislation Subcommittee and the Violent Sexual Predator (VSP) Issues and Legislation Subcommittee were merged and referred to as the Sex Offender Management Subcommittee. The subcommittee:
- Drafted legislation that would create a three-tier system, with tier III the most restrictive level, and provide for removal from sex offender registry in certain cases.
 - Rewrote the lewd and lascivious statutes and all other sex offender statutes in order to create a three-tier system which would comply with Adam Walsh Act.
 - Prepared a document of proposed legislation which would not include a tier system of offenses, but would eliminate the VSP designation, and replace the current sex offender classification board with a seven-member sex offender management board.
 - Developed recommendations for a sex offender management board.

Legislative Support

- Commission consensus was that collecting DNA samples for felony convictions is the right thing to do. While no action was taken to adopt similar legislation in Idaho, members agreed that the proposed legislation that was being developed for felony convictions was a first step toward implementing a broader DNA collection process legislatively. (S1067, DNA Database Act, passed in 2011. The legislative provisions will be effective July 1, 2013, and funding provisions will be effective July 1, 2012.)
- Commission supported the proposed amendments to section 37-3303, Retail Sales of Pseudoephedrine Products, Idaho Code, in order to bring Idaho law into alignment with federal law.

Documents Approved

- Approved the *Gang Strategies Recommendations* document.

Other Accomplishments

- As a result of the Commission's decision in 2007 to evaluate Idaho's indigent public defender system, the National Legal Aid & Defender Association issued its final report on advocacy and due process in Idaho's trial courts.
- Commission supported a review of the Interstate Commission for Adult Offender Supervision rules in advance of the standard two-year rules review.
- Commission identified 2010 strategies.