

**CRIMINAL JUSTICE ADMINISTRATION COORDINATION COMMITTEE
MINUTES OF DISCUSSION HELD ON
June 2, 2020**

Present: Judges Brouck Jacobs, Kevin Crane, Jodie Asel, Kimberly Shaw, Tracy Gonzalez, and Stephanie Morrell. Also present were Boone County Commissioner Janet Thompson, Boone County Auditor June Pitchford, Boone County Circuit Clerk Christy Blakemore and Unit Manager Sherry Seiling, District Public Defender Sarah Aplin and Deputy Public Defender Jeremy Pilkington, Prosecuting Attorney Dan Knight and First Assistant Prosecutor Roger Johnson, Probation and Parole District Administrator Jared Drummond, Reality House Executive Director Blair Campmier, Major Tom Reddin, Detention Director Keith Hoskins, Race Matters, Friends representatives Peggy Placier, Court Services Supervisor Brandon Walker, Court Administrator Mary Epping and Deputy Court Administrator Cindy Garrett.

1. Call to Order/Welcome

Judge Kevin Crane called the meeting to order in the Ceremonial Courtroom of the Boone County Courthouse at 7:49 a.m. and welcomed guests. Some members were present by a conference phone line.

2. Review Minutes of February 25, 2020

No corrections were noted.

3. Return to Jail after ROR

Judge Stephanie Morrell said she has been working with Detention Director Keith Hoskins to update the form for those released from the jail on a straight return on own recognizance (ROR) and those for a medical ROR or furlough. It should be noted ROR is for pre-trial and furlough is post-conviction. She said Keith has reviewed HIPAA; however, one of the stipulations on the HIPAA form is it can be revoked at any time, whereby the hospital will not advise the jail of the defendants' release from the hospital, if revoked. Keith said it has been a frequent issue with defendants revoking the HIPAA release. Judge Morrell said the form will include options of a straight ROR and a medical ROR to be returned from release and that the ROR will be immediately revoked upon release from the hospital. It was noted the form will originate from the jail. Judge Morrell said the revised form will be presented at the Court en Banc meeting.

4. Detention Movement in the Facility

Detention Director Keith Hoskins said during video hearings they are trying to avoid cross contamination within the jail. He said if an inmate is on isolation, when that person is moved throughout the facility, they do not move anyone else. He said if someone is in

isolation it may take a little longer to make them available for the video hearing, to avoid that person being with other inmates present for court.

5. Transport of Detainee to Courthouse

Judge Kevin Crane reported he spoke with Sheriffs Clay Chism and Dwayne Carey regarding transporting detainees to the courthouse. He said both are willing to transport if it is ordered by a judge. Judge Crane said he advised both sheriffs, if an order is made by the judge for the defendant to be in person that means the appropriate level of scrutiny has been exercised and all other options are unavailable. It was noted bringing a defendant in person not only potentially exposes that person to Covid, it also poses safety and security risks as jail staff are not being able to social distance from those in custody or wear masks as they make it difficult to communicate with defendants and when speaking on the radio. Judge Crane requested everyone consider the risks when asking for an in custody defendant to appear in person, but balance it with constitutional rights. Judge Tracy Gonzalez said the Administrative Rule for Phase 2 says the default is video and if a party requests transport of an inmate for proceeding, there has to be a request and there has to be extraordinary circumstances that the court rules on to make that determination. She feels all alternatives need to be explored due to being in uncharted waters since we want to maintain the safety and security for everyone, including the inmates, while also ensuring their constitutional rights. Detention Director Keith Hoskins requested the jail be given 24 hour notice for transport. He said when inmates leave the facility, the CDC recommends the inmate be quarantined for 14 days, if they have the allowable space.

Detention Director Keith Hoskins advised in-person, non-contact attorney visits are allowed at the jail starting June 1, 2020. He requested attorneys continue to be allowed visits through the Scopia system at the courthouse as well.

6. Adult Court Services Report

Adult Court Services Supervisor Brandon Walker said last week they had 220 on bond supervision and almost 30 on electronic monitoring, the overall majority being pre-trial. He said they have close to 250 under their supervision for pre-trial, which continues to break records. Brandon said five years ago, the average was around 50 on supervision. Brandon said he published their annual report on the court's website, which shows how things have really changed in the past 10 years on pretrial services. He said it also used to be Adult Court Services had less people under their supervision for pretrial than in jail, however currently their numbers are matching the jail numbers.

7. Other

Judge Kevin Crane said he has had recent meetings with the Public Defender and the waitlist has dramatically reduced in numbers, now at appropriately 580 cases. Judge Crane requested the prosecuting attorney review the updated waitlist in an effort to see if any of those cases are appropriate for treatment court, to be nollied, etc. Judge Crane

said the court will continue to contract for limited scope representation and continue with Child Support Court.

Judge Kimberly Shaw said Child Support Court will start again on Thursday, June 4, 2020. She said there are currently 11 defendants in that court.

Judge Crane said Director Mary Fox will be present at the next Court en Banc to discuss additional requests as to the waitlist.

Race Matters Friends Peggy Placier said their agency has fielded calls regarding the protests. She said she only saw one arrest the prior evening and she inquired about what they should tell people calling about protests. Major Tom Reddin said if they can release people on summons they will but they will take a global look and if people need to be detained they will and if law enforcement needs to do a mass arrest they will. He said they strongly support the people's right to lawfully and peacefully demonstrate and they will defend that but they will not defend violence and destruction.

Judge Brouck Jacobs asked what the process is at the jail when inmates are booked. Detention Director Keith Hoskins said they have a series of questions to see if they have been exposed and if there is a potential exposure, the doctor will arrange for the detainee to be tested at University Hospital. To date they have tested 19 people and all results were negative. Major Reddin said they also do temperature checks of the entire population daily, they have increased sanitation and laundry, and new admissions are showering before going to bunks. The jail is in close contact with the Health Department as to CDC guidelines.

Judge Kevin Crane said the court is celebrating the career of Judge Jodie Asel as her last day with the court will be June 8, 2020. He said a celebration is scheduled for June 5 between 2:00 and 4:00 p.m. in the ceremonial courtroom.

8. Next Meeting

The next meeting will be Tuesday, July 7, 2020, at 7:45 a.m. The meeting adjourned at 8:14 a.m.

Prepared by: Cindy Garrett Distributed on: 7/2/20
Cindy Garrett
Deputy Court Administrator

cc: Meeting Attendees
Presiding Commissioner Atwill
Commissioner Parry