



**COLORADO
DEPARTMENT
OF PUBLIC SAFETY**

Division of Criminal Justice
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Governor's Community Corrections Advisory Council Minutes

Meeting Date: March 4, 2005

Location: Colorado Division of Criminal Justice

Time: 12:30 p.m. - 4:00 p.m.

Present: Honorable O. John Kuenhold (Chair), Jeaneene Miller (Vice-Chair), Thomas A. Giacinti, Gerald Marroney, Mike Holland, Dennis Berry, Judith Horose, & Milton Blakey & Maureen O'Brien

Absent: Representative Lauri Clapp, Allan Stanley

DCJ Staff: Ray Slaughter, Edward Camp & Christine Schmid

1. John Kuenhold called the meeting to order at 12:55 p.m.
2. John Kuenhold asked the Council for any additions or changes to the minutes from the December 3, 2004 Council meeting. Tom Giacinti moved to approve the minutes in their current form. Maureen O'Brien seconded the motion. All members in favor.
3. Ray explained that DCJ's figure setting at the Joint Budget Committee is scheduled to occur on the 14th of March. The DCJ is hoping to come close to our goal of placing 11% of the projected inmate population into community corrections (6.5% in residential community placements and 4.5% in non-residential community placements). It appears that the JBC might be funding it up to this level. DCJ will request additional transition beds in the budget process, if the calculations justify additional beds.
4. The 2005 Executive Order was provided to each Council member. There are currently two vacancies on the Council, a representative from the District Attorney's office as well as a representative of the Colorado Senate. There was a discussion regarding the placement of an attendance requirement on Council members in the future.

Sub-Committee Reports

5. **New Technologies Subcommittee: (Tom Giacinti [Chair], Judge Kuenhold, Ed Camp)**

John Diamond, Mid-America Region Manager of Drug Impairment Detection Services, LLC. Presented information on *Sleep Time*, *StreeTime* and *PassPoint*.

SleepTime is a 24/7 alcohol and other drug abuse monitoring system. The Sleep Time actigraphy monitors are well established, FDA cleared medical devices, routinely used for medical sleep studies. Sleep Time detects erratic sleep patterns, which are a reliable

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indicator of alcohol and drug abuse and recommends EtG and other urine testing to verify episodes of apparent substance abuse.

The Passpoint eye screener uses a series of cameras, computers and other technology to test for substance abuse via the eye.

StreeTime Tracker is a one piece anklet. It's leading edge technology offers web based set up and monitoring, and actively sends alerts on Geo-Fence and tamper violators, when the offender's security level warrants it.

6. Contract Subcommittee: (Tom Giacinti, Judy Horose, Edward Camp, Stephanie Piechowski, other non-council members)

No report.

7. Per Diem & Bed Use Subcommittee: (Jeaneene Miller [Chair], Milt Blakey [Co-Chair], Tom Giacinti, Judy Horose, Allan Stanley, Dennis Berry, , Mike Holland, Ed Camp, Tom Quinn, Kim English)

Jeaneene Miller discussed the difficulty of placing 11% of the projected inmate population into community corrections. There are numerous factors impacting the utilization of this funding, some of which include:

- the referral process
- acceptance rates
- wait lists
- bed capacity
- balance of transition vs. diversion beds
- length of offender stays in the program
- the use of intermediate sanctions
- the impact of special programs
- role of the interstate compact in the referral process

The subcommittee has requested some technical assistance from the NIC, as well as a researcher from the Colorado School of Mines, pending his current availability.

8. Standards and Sanctions Subcommittee: (Mike Holland [Chair], Ed Camp, Jill Nore, Mindy Miklos, Sharon Detter, Mary Niswonger, Ken Gaipa, Darla Hoffmeir, Jan Kaufman, Glenn Tapia)

Mike Holland reported that Standards and Sanctions Subcommittee has completed the draft of the new Standards. It is currently at the printers and will be mailed out for final comments before being released in its final form. The subcommittee began discussions of a graduated sanctions process for the boards and/or programs that are non-compliant with the standards. The process is structured with both a sanctioning and incentive system. A concept has been submitted to Ray Slaughter and Carol Poole for review. This concept would involve statutory change. The model will be presented to the Council for comments.

9. Awards Subcommittee: (Judy Horose [Chair], Dennis Berry, Maureen O'Brien, Christine Schmid)

Council members were mailed a packet of those nominated for the five annual Governor's Community Corrections award to review prior to the Council meeting. The nominees included:

- Mr. Mike Denhoff and Mr. Max Stager - treatment staff at the Community Alternatives of El Paso (CAE) program
- Mr. Paul Cooper - Chief Probation Officer, 8th Judicial District.
- Mr. Robert Kricke - Captain, Phase I program, Denver County Jail
- Ms. Charlotte Bobicki – Alamosa County Commissioner and Community Corrections Board member
- Mr. Dave Thomas – District Attorney & Jefferson County Community Corrections Board member

A vote was taken and Paul Cooper was chosen as the award recipient. He will be presented with the award on May 20st at the CACCB annual meeting. All nominees will be mailed a letter notifying them they were in the running for the award and thanking them for their exemplary service.

10. **Diversion Placements Subcommittee:** Jerry Marroney, Mike Holland, Tom Giacinti, Tom Quinn and Ed Camp.

Ed reported that Stephanie Piechowski completed the 2004 Diversion Residential Survey. A handout was provided for all members. In October 2004, all community corrections programs were asked to participate in a “snapshot” (10/13/04) survey pertaining to diversion residential offenders. The purpose of this survey was to identify the number of diversion offenders, who, absent the availability of community corrections, would be placed under probation, rather than DOC supervision. The overall percentage of inappropriate placements is 2.3%. The percentage was 1.7% in 2003 and 3.4% in 2002.

New Business

11. Tom Giacinti stated that he has been working on coordinating a Community Corrections summit to be held July 22, 2005. The purpose of the summit is to facilitate discussions from stakeholders on the lack of standardization across programs and to address recommendations in the recent Legislative audit of community corrections. Trained Jefferson County Mediators will facilitate group discussions.

Stakeholders will include a representative from DCJ, DOC, Community Corrections service providers, State Judicial/Probation, local Community Corrections Board staff, the Parole Board, and the Governor’s Advisory Council. The identified topics include:

- The appropriate use of the IRT beds
- Service expectations of community corrections service providers and boards
- Standardized protocols for managing offender’s funds and the provision of employment services
- The efficient response to program escapes
- Projected/required program growth
- A shared standardized database for community corrections

12. Ed Camp provided copies of the Legislative Audit recommendations to the Council members that reference assistance from the Advisory Council. A new subcommittee was formed to assist DCJ in resolving these recommendations. The subcommittee members include Jeaneene Miller, Mike Holland, Sharon Detter, Darla Hofmeir, Jan Kaufman, Mark Olson, Ken Gaipa, Jill Nore, Glenn Tapia, Mindy Miklos, Ed Camp and Thomas Quinn.

13. Ed Camp stated that Mindy Miklos needs 3-5 volunteers from the Council to read Residential Substance Abuse grant applications and Violent Offender Incarceration grant applications. The VOI applications are due April 7 and the RSAT applications are due April 20. Applications will be delivered to those who agree to read the grants and then a meeting will be set up to review and score the applications and make recommendations for funding. The volunteers included Tom Giacinti, Milt Blakey, Judy Horose and Dennis Berry.

14. Christine Schimd advised the Council of the upcoming change to the Fugitive Reporting System procedures. Historically, most programs have utilized the Fugitive Reporting System to notify the Colorado State Patrol in the event a Diversion offender has escaped from a residential Community Corrections program. The Colorado State Patrol entered a temporary escape warrant into CCIC/NCIC, which would automatically expire 30 days from entry. This 30 day time period has provided ample time for a permanent warrant to be entered in place of the temporary escape warrant. In most jurisdictions, Probation has been responsible for initiating the permanent escape warrant.

The Colorado Bureau of Investigations has recently discovered that a 30-day expiration date on a temporary warrant exceeds the maximum time allowable for temporary warrants per CIC/FBI policy. CBI has changed the temporary status of the CCIC/NCIC escape warrant to automatically expire 48 hours (or the next business day to account for holiday weekends) from the time it is entered by CSP. If an offender escapes on a Friday, Saturday or Sunday the warrant will be active until Monday at noon or Tuesday at noon, in the event that Monday is a holiday.

Probation has been notified of this procedural change and has agreed to work with Community Corrections programs to ensure that a permanent warrant will be entered within the 48-hour deadline. The implementation date of this change is effective **April 1, 2005**.

15. Judge Kuenhold adjourned the meeting at approximately 3:20 p.m. The next meeting will be Friday June 3, 2004 at 12:00 p.m. (1/2 hour early to accommodate numerous presentation) in the CDPS conference room, 710 Kipling Street, suite 308, Lakewood, CO.