

COMMONWEALTH OF PENNSYLVANIA

PENNSYLVANIA COMMISSION ON CRIME AND DELINQUENCY

MINUTES OF COMMISSION MEETING

PCCD BUILDING

3101 NORTH FRONT STREET

HARRISBURG, PA

March 13, 2013

Before: Mark R Zimmer, Chairman
Tomas Aguilar, Commissioner
James E. Anderson, Commissioner
Mark H. Bergstrom, Commissioner
Honorable Thomas R. Caltagirone, Commissioner
Philip Damiani, Commissioner
Thomas Darr, for Honorable Zygmunt Pines,
Commissioner
John P. Delaney, Jr., Esq., Commissioner
Peg Dierkers, Commissioner
Honorable Gary F. Dobias, Commissioner
Michael A. Fiore, Commissioner
Jack Godlesky, Commissioner
Chief Thomas R. King, Commissioner
Bob Kolar, Commissioner
Carol L. Lavery, Commissioner
Honorable Beverly Mackereth, Commissioner
Honorable Edward M. Marsico, Jr., Commissioner
Mary Onama, Commissioner
Michael Potteiger, Commissioner
James Rieland, Commissioner
Therese Louise Rocco, Commissioner
Michael A. Schwartz, Commissioner
Ronald E. Sharp, Commissioner
Jennifer R. Storm, Commissioner
Honorable Gary Tennis, Commissioner
James E. Turner, Commissioner
Honorable Randy Vulakovich, Commissioner
Honorable John Wetzel, Commissioner
Honorable John A. Zottola, Commissioner

Guests

Chris Abruzzo

Staff

Linda Rosenberg, Executive Director

Lee Ann Labecki, Director, Office of Research, Evaluation and Strategic Policy Development

Derin Myers, Director, Office of Financial Management and Administration and Acting Director, Office of Juvenile Justice and Delinquency Prevention

Robert Merwine, Director, Office of Criminal Justice System Improvements (attended by phone)

Lynn Shiner, Director, Office of Victims' Services

Mary Taylor, Chief Counsel

Bob Ardner

Tom D'Annunzio

Luanne Melia

Marcy Szumanski

Danielle Wilbert

Chairman Zimmer called the March 13, 2013 meeting of the Pennsylvania Commission on Crime and Delinquency (PCCD) to order at 10:04 a.m. and thanked everyone for their attendance. The first order of business was reviewing the Minutes from the December 11, 2012 Meeting. Commissioners Storm and Marsico recalled abstaining from the STOP grant vote at the December 2012 meeting as they were both recipients of that funding, and asked that the record be changed to reflect the abstention. Chairman Zimmer said this matter had been looked into and the record did not show that to be the case, but upon checking with counsel it was determined that with unanimous consent from the Commission the record could be modified. The Commission gave unanimous consent for the change to be made. *A motion to approve the minutes with the noted modifications was made by Commissioner Damiani. Commissioner Turner seconded the motion and the minutes were approved by unanimous vote.*

The next item on the agenda was the Chairman's Report. Chairman Zimmer recognized PCCD staff for their hard work and dedication. Chairman Zimmer welcomed Chris Abruzzo, the Governor's Deputy Chief, to the meeting.

Chairman Zimmer introduced the four newly appointed members of the Commission:

- Gary Tennis, the first Secretary of the Department of Drug and Alcohol Programs (DDAP);
- Department of Welfare (DPW) Secretary Beverly Mackereth;
- Senator Randy Vulakovich; and
- Attorney General Kathleen Kane

Chairman Zimmer noted that Mike Pennington, the former Director of the Office of Juvenile Justice and Delinquency Prevention (OJJDP), left PCCD to be the Director of the Bureau of Juvenile Justice Services within DPW's Office of Children, Youth and Families. Mike was with PCCD for 13 years and Chairman Zimmer wished him all the best.

On February 28, 2013, the Pennsylvania Department of Corrections (DOC) released the findings of a comprehensive study on offender recidivism for offenders released from the Commonwealth's state prisons and community corrections centers. Commissioner Wetzel graciously agreed to provide an overview of the findings, and distributed a summary of the report to the Commission. The full report can be found on the DOC website. Commissioner Wetzel said the Governor felt it was vital to reduce crime and the first step toward that end was to produce a baseline. The recidivism study conducted by DOC was more broad-reaching than any done by other states. DOC looked at recidivism rates as well as re-arrest rates so they could determine if released offenders were not just staying out of jail, but were also being good citizens. They discovered that two thirds of those released were rearrested or re-incarcerated within three years, which was clearly unacceptable. The study was receiving significant attention, including an interview with the New York Times. The recidivism measure was being used to inform policy, and the next step was restructuring the community corrections system which had been terrible for a very long time. DOC tied the outcomes in the community corrections centers to recidivism, and the vendors would get paid based on their ability to reduce recidivism. As a system, Commissioner Wetzel felt it was important to focus on research-driven policies and outcomes, and changes should be made as necessary. Chairman Zimmer said in order to deal with the problem it needed to be highlighted which is what this project accomplished.

Next, Chairman Zimmer discussed the partnership between DDAP, PDAA and PCCD on a Prescription Drug Take-Back Program. Prescription drug abuse was a huge problem across the nation which quadrupled in the past ten years resulting in more deaths than all illicit street drugs combined. In many communities, prescription opioids were becoming a gateway drug so that heroin use among young people was now on the rise. Commissioner Tennis said this was a significant problem and one of DDAP's top priorities. The program will be modeled after a very successful one that the Bucks County District Attorney's office currently had in place. Under this proposal, PDAA will be funded to provide technical assistance and funding to district attorneys (DAs) who choose to participate in this competitive program to implement permanent repositories. DDAP's ultimate goal is to have permanent repositories set up throughout the state. Chairman Zimmer noted that PCCD applied for a grant in the amount of \$24,992 from Staunton Farms, a private foundation. To assist with this initiative, PCCD will also provide \$100,000 in State ARRA JAG funds to PDAA to distribute in the form of mini grants to participating DAs. As this funding is State ARRA JAG funds, no action is required on the part of the Commission. Commissioner Fiore asked what the cost of the repositories was. Commissioner Tennis responded that they each cost around \$990, but DDAP was trying to drive that down either through bulk ordering or by other opportunities. There had been a suggestion to approach the drug companies and water companies which both had a stake in this issue. Commissioner Tennis added that the repositories looked and functioned like public mailboxes which were bolted down, usually in the front lobbies of police departments. Commissioner King suggested engaging the Pennsylvania Chiefs of Police Association (PCPA) at some point to educate them on the process as a partner. Commissioner Tennis thought that was a great idea. Commissioner Dierkers noted that another potential source would be home health and hospice agencies that dispense large quantities of those types of drugs. Commissioner Tennis said that Bucks County worked with those agencies and that would be part of the template.

Next, Chairman Zimmer spoke about the collaboration between the Pennsylvania Department of Education (PDE), the Juvenile Court Judges' Commission (JCJC), DDAP, DPW, PDAA and PCCD to bring Life Skills Training to Pennsylvania school districts. The Center for the Study and Prevention of Violence at the University of Colorado (CSPV) was responsible for making this offer available. CSPV would provide training and all curriculum materials for teachers and students and would also cover all other costs including the school district's cost of providing substitute teachers if the training occurred during school days, or a per diem compensation for teachers if the training occurred during the summer or other non-school days. The great thing about this opportunity is there is no monetary commitment required of the school districts. The only requirement for the districts is that they identify a district employee to serve as the coordinator. The program is one of the most effective substance abuse and violence prevention programs in the nation and has been proven to be effective in helping youth resist drug, alcohol and tobacco use, and to reduce youth violence and other high-risk behaviors. The program incorporates age-appropriate and culturally relevant information, facilitated discussion and structured activities in 30 class sessions over three years, and would normally cost approximately \$34 per student to implement. Life Skills Training would be offered to students in sixth, seventh and eighth grade in the 2013-14 school year. The involved agencies reached out to alert school superintendents and other stakeholders about the opportunity being offered. To date, only 35 school districts showed interest in participating. Ms. Rosenberg added that the EPISCenter at Penn State University would be utilized to provide technical assistance to all Pennsylvania schools that participated in this program as well as to

capture outcome data. To help elevate this issue, PCCD would be adding eligibility of a Life Skills Coordinator Position to the upcoming Substance Abuse Education and Demand Reduction Funds (SAEDRF) funding announcement for districts with 20 or more schools participating in Life Skills. Commissioner Tennis said only five of 500 superintendents responded when notification of this program was sent out last year, and asked all the Commissioners to bring the program to the attention of their school district superintendents to get the program in as many schools as possible. Commissioner Anderson said a number of judges reached out to their schools. Commissioner Turner asked if the charter system had been approached. Ms. Rosenberg said PDE reached out to them.

Chairman Zimmer reported that the NCAA had brought suit against Governor Corbett, Chairman Zimmer, the Treasurer of the Commonwealth and the Auditor General to block Senate Bill (SB) 187. The goal of SB 187 is to ensure that all proceeds from the NCAA-imposed \$60 million fine on Penn State University would be deposited in a state-controlled endowment, which would be administered by PCCD to fund programs to assist victims of child sexual abuse, including Multidisciplinary Investigative Teams (MDITs) and Child Advocacy Centers (CACs), within Pennsylvania for the benefit of Pennsylvania's children. The Office of General Council was representing all those named in the suit.

Next, Chairman Zimmer told the Commission that the primary recommendation contained in the Report of the Task Force on Child Protection was that the Governor and General Assembly should statutorily establish a dedicated funding source to provide "seed money for the establishment of new CACs where they were needed in order to achieve the objective of a CAC within a two-hour drive of each child in this Commonwealth and provide some assistance to sustain existing CACs." The Report also recommended that "PCCD should conduct a thorough study of existing CACs and MDITs throughout the Commonwealth." It went on to say that the study "should include an analysis of structure and funding sources for CACs and identify those areas of the Commonwealth best suited for the establishment of additional CACs." Commission member Representative Caltagirone embraced this recommendation and introduced House Resolution (HR) 45, which adopted the specific language of the Report regarding the call for PCCD to study CACs and MDITs. HR 45 passed the House of Representatives by unanimous vote in February 2013. In light of the Task Force recommendation that PCCD conduct a study, combined with HR 45, the Commission is in the process of contracting with the Field Center at the University of Pennsylvania, in the amount of \$75,000 in State ARRA JAG funds to conduct this analysis. Again, the use of State ARRA JAG funds required no action on the part of the Commission. Chairman Zimmer noted that while CACs were very important and helpful to the entire process, they could not be effectively used without fully operational MDITs headed up by the DAs. Despite Commissioner Mackereth and Chairman Zimmer's efforts to statutorily mandate CACs, many counties still lacked them. House Bill 89, sponsored by Representative Ron Marsico, terminated the Drug Abuse Resistance Education (DARE) Fund at PCCD and required PCCD to use the money to provide grants for CACs. Money in the DARE Fund was generated by the sale of DARE license plates, and although the DARE program appropriation was eliminated, sales of the plates continued resulting in just over \$410,223 remaining in the Fund. The bill was voted out of the House Judiciary Committee unanimously and was awaiting action in the House Appropriations Committee. Additional funding could be made possible through Senator Corman's Senate Bill 187 and Representative Harhart's House Bill 316, which placed an additional \$15 fee on all defendants convicted of crimes in the Commonwealth. The Harhart bill would give PCCD the duty to administer the CAC funds. The bill also increased the present \$10 fee to \$15 for the support of domestic

violence and rape crisis services in the Commonwealth. Chairman Zimmer said that PCCD would have a conference in the fall to educate law enforcement, DPW, and Child Protective Services on how CACs and MDITs work together, and to assist them in establishing the protocols and in obtaining the needed funding. Commissioner Onama thanked the staff, particularly Ms. Shiner and Kathy Buckley for their hard work and for maintaining their connection to the field which is very important. After working in child welfare for nearly 30 years, Commissioner Onama agreed to the importance of CACs in making sure children were protected and services provided. Moving forward with CACs, Commissioner Onama felt the connection between CACs and Rape Crisis Centers should be carefully examined to ensure collaboration occurred in terms of services to child victims and non-offending caregivers. As programs emerge, Rape Crisis Centers are sometimes perceived as unable to provide services. However, more and more staff and counselors are licensed mental health providers with expertise in providing cognitive behavior therapy. The leadership of PCCD and the state coalitions are vital to ensuring that foundation, without which families and children would get caught in the middle. Lastly, Commissioner Onama felt the role of the local Victim/Witness Policy Boards needed to be examined in terms of their funding decision-making. As funding became more challenging, the decision-making process would become more difficult. Commissioner Delaney noted that the Victim Services Advisory Committee (VSAC) had a Funding Subcommittee that had been working hard for several months to craft principles to help PCCD in funding CACs. It was an important issue and VSAC was devoting a significant amount of time and energy to it. Commissioner Mackereth recommended that the Rape Crisis Centers and Domestic Violence Centers reach out to the Children, Youth and Family (CY&F) system. Part of the problem is that while they are well connected to law enforcement and the DAs, there is no connection to the CY&F system which has the resources and counseling that drive treatment. Frequently, the CY&F folks are not involved in the Victim/Witness Boards. Commissioner Storm noted that because of the Sandusky case, child abuse had become focused on sexual violence and not as much on physical violence. When this topic is being discussed, the most comprehensive MDITs need to be envisioned. Commissioner Dierkers said there is also a need for that type of expertise on the civil justice side, because sometimes child abuse walked through different doors. Commissioner Caltagirone said the House Judiciary Committee had voted out nearly every legislative recommendation made by the Taskforce. Many had been approved by the House and sent on to the Senate, and a few were being dealt with on the calendar. Commissioner Caltagirone also shared with the Commission that over the years he had heard members of the court indicate repeatedly that they did not know how to best handle folks with mental health issues. To that end, Commissioner Caltagirone would be authoring a resolution for the Joint State Government Commission to evaluate, in its totality, the mental health system in Pennsylvania and make recommendations to develop alternatives to formal incarceration. Commissioner Caltagirone was also putting into the Joint State Government Commission a resolution requesting a complete study on the role of Constables in Pennsylvania. Commissioner Zottola thanked Commissioner Caltagirone and offered the Mental Health and Justice Advisory Committee's (MHJAC) support in looking at the mental health system in Pennsylvania. There needed to be somewhere short of a 302 commitment where people could be treated and society protected. Commissioner Mackereth also noted that DPW had the Office of Mental Health and Substance Abuse Services (OMHSAS) which is looking at the Mental Health Matters initiative, researching best practices and the connections between corrections and mental health.

Next, Chairman Zimmer informed the Commission that PCCD partnered with DPW and JCJC on a Juvenile Justice Reinvestment Initiative that resulted in the recommendation to "right-size" Youth

Development Centers (YDCs) operated by DPW. The closure of one grossly under-utilized YDC would result in \$76 million in savings over five years. The savings generated from these right-sizing efforts will be reinvested in effective prevention and intervention programs and efforts to further strengthen Pennsylvania's juvenile justice system. Savings will also be reinvested in education and training programs to assist juvenile justice system-involved youth to obtain the necessary skills to get and maintain employment, thereby improving both their chances of being economically self-sufficient and their likelihood of becoming contributing and taxpaying members of their community. Currently the Governor's budget included \$5 million for JCJC to support their Juvenile Justice System Enhancement Strategy (JSES), \$5 million for PCCD to support evidence-based prevention and intervention programs for juveniles and to augment the significant cuts over the past eight years, and \$1 million for DPW to support job training programs. The savings generated each year will fund these programs without a need for seeking additional funding.

Next, Chairman Zimmer announced that at the June Commission meeting Dr. Edward J. Latessa will give a presentation on Evidenced Based Practices and how to ensure better outcomes for PCCD's investments. Immediately following the Commission meeting, Dr. Latessa will conduct a more in-depth discussion on the topic. Chairman Zimmer said Dr. Latessa is both incredibly knowledgeable on this topic and extremely entertaining in his presentation.

Finally, Chairman Zimmer reminded the Commission that Commission meetings were now being held on Wednesdays, and the meeting dates for the remainder of 2013 are June 12, September 11 and December 11.

The next item on the agenda was the Executive Director's Report. Ms. Rosenberg updated the Commission on sequestration, noting they were currently hearing it would be a five percent overall reduction applied to all federal dollars. This would amount to a \$1.5 million cut for PCCD this year. There was talk in Washington that the Department of Justice would be able to "implement" some of the cuts. That would be accomplished by cutting grant programs to help support the administrative costs within organizations. PCCD is watching closely what is happening in Washington, and is sending out alerts to its subgrantees and putting updates on the webpage. If PCCD funding is cut by \$1.5 million, it would include a \$110,000 cut in administrative costs which would equate to one and a quarter of a full-time employee (FTE). The largest reduction would be the impact to Victims of Crime Act (VOCA) funding where a five percent cut would translate to \$736,500. There is interest in trying to push Congress to exempt VOCA from sequestration. Commissioner Dierkers noted that the impacts of those cuts would not be felt for a few months or even until next year. Ms. Rosenberg agreed, noting that no existing grants would be cut, and this would apply only to 2013 funding. Commissioner Dierkers had the sense both nationally and statewide that people were not feeling or hearing about the impacts so they thought it was no big deal, when in reality the cuts would not even begin to go into effect until July.

Ms. Rosenberg told the Commission that the Violence Against Women Act (VAWA) was reauthorized. Byrne JAG has not been reauthorized yet; however, that would not affect the funding levels because they were not going up. In regards to PCCD's state budget: the General Government Operations were level funded; Violence Prevention funds received a \$4 million bump thanks to the savings from the Juvenile Justice Reinvestment Initiative; the Intermediate Punishment program received level funding; and the

Office of the Safe School Advocate received level funding. For adult JRI, the original distribution schedule called for \$1 million to be invested in victims' services programs. In actuality there was \$544,000 in savings, but the Governor's Office put an additional \$456,000 in the budget to reach the planned \$1 million. Of that \$1 million, 25 percent would go to support the Statewide Automated Victim Information and Notification (SAVIN) system, 25 percent would go to support Victims' Services' Efforts to Outcomes (ETO) project, and 50 percent would go to support Victims of Juvenile Offenders (VOJO).

The next item on the agenda was the Juvenile Justice and Delinquency Prevention Committee (JJDP) Report, which began on page four of the meeting materials. Commissioner Sharp noted that JJDP had three action items before the Commission. In the first action item, the Commission was requested to take action on four (4) initial applications requesting a combined total of \$100,858 in federal JAG funds. Staff and JJDP recommended approval of the applications. *Commissioner Sharp made a motion to approve the grant applications and Commissioner Rieland seconded the motion.*

- Erie County, "Aggression Replacement Training" – 2011-JG-06-23982 (\$15,140)
- Luzerne County, "JSES Readiness-Motivational Interviewing" – 2011-JG-06-23947 (\$30,904)
- Pike County, "Juvenile Justice System Enhancement Strategy" – 2011-JG-06-23941 (\$49,994)
- Schuylkill County, "Schuylkill County Juvenile Justice Enhancement" – 2011-JG-06-23938 (\$4,820)

With no discussion on the motion, Chairman Zimmer called for a vote. The motion carried with the Commissioners voting as noted:

Voting Aye: Commissioner Aguilar, Anderson, Bergstrom, Caltagirone, Damiani, Darr, Delaney, Dierkers, Dobias, Fiore, Godlesky, King, Kolar, Lavery, Mackereth, Marsico, Onama, Potteiger, Rieland, Rocco, Schwartz, Sharp, Storm, Tennis, Turner, Vulakovich, Wetzels, Zottola

Voting Nay: None

Abstaining: Chairman Zimmer

In the second action item, the Commission was requested to take action on a contract with the Pennsylvania State University for a total of \$650,000 in combined federal JJDP Funds and state VP funds to support the 2013 administration of the Pennsylvania Youth Survey (PAYS). Staff and JJDP recommended approval of the contract. *Commissioner Sharp made a motion to approve the contract and Commissioner Turner seconded the motion.*

- The Pennsylvania State University / Justice Center for Research, "Pennsylvania Youth Survey (PAYS) Project" – PO: 4300325871 (\$650,000)

Commissioner Bergstrom asked if the Justice Center would serve as project manager and identify a vendor to do the survey with the schools. Mr. Myers said that was correct, adding that the Justice Center would stay on in a management or advisory role as the work moved forward. The service fee for the Justice Center, about \$40,000 - \$50,000, was included in the grant amount with the remainder going to

the vendor to conduct about 200,000 surveys. If more surveys were conducted the price would go up. Commissioner Mackereth strongly encouraged each member of the Commission to listen to the presentation their school district gave on the PAYS survey, because the results were fascinating. Commissioner Tennis said the survey really drove his department in terms of prevention efforts at both the micro and macro levels. Commissioner Aguilar asked if the PAYS and Youth Risk Behavioral Survey (YRBS) surveys duplicated efforts, and suggested sitting down to compare the two and decide which was more efficient. Commissioner Mackereth thought there were many disconnects across state government and maybe only one survey should be used. Ms. Rosenberg said she and Mr. Myers had been trying to make that happen for years. Commissioner Delaney asked if JJDP funding was contingent on use of the PAYS survey data in any way. Mr. Myers said Violence Prevention applications needed to be submitted on behalf of a community coalition, which included a risk and resources assessment. They were encouraged, but not mandated, to use PAYS data as the primary data source for those assessments. Commissioner Delaney said if this amount of money was to be spent and the Commission believed in PAYS that much, they should consider mandating it. Mr. Myers said it was not previously mandated because not everyone had access to do the PAYS survey, but now that it was being paid for, the Commission could consider mandating the use of its data going forward. Commissioner King was concerned if funding would be continued for the PAYS survey, and if there would be any unintended consequences if the funding was eliminated. Ms. Rosenberg said the thinking behind PCCD partnering with other funding sources is to be able to continue paying for PAYS long-term. Commissioner Tennis understood that there had been some hesitation in the past on the part of some districts who were worried that they would be embarrassed by the results of PAYS if the data was released. Mr. Myers said they had discussed that issue internally and they were sensitive to the concern, but the report produced from the survey, which would show each school district as compared to the statewide norm, would be sent to that school district and is right-to-know information.

With no further discussion on the motion, Chairman Zimmer called for a vote. The motion carried with the Commissioners voting as noted:

Voting Aye: Commissioner Aguilar, Anderson, Caltagirone, Damiani, Darr, Delaney, Dierkers, Dobias, Fiore, Godlesky, King, Kolar, Lavery, Mackereth, Marsico, Onama, Potteiger, Rieland, Rocco, Schwartz, Sharp, Storm, Tennis, Turner, Vulakovich, Wetzel, Zottola

Voting Nay: None

Abstaining: Commissioner Bergstrom
Chairman Zimmer

In the third JJDP action item, action was requested on fifty-two (52) ongoing applications from fifty-one (51) counties, requesting a combined total of \$856,619 in FY2012 federal JABG Funds. A chart listing the applications was attached to the meeting minutes. Staff and JJDP recommended approval of the applications. *Commissioner Sharp made a motion to approve the grant applications and Commissioner Kolar seconded the motion. With no discussion on the motion, Chairman Zimmer called for a vote. The motion carried with the Commissioners voting as noted:*

Voting Aye: Commissioner Aguilar, Anderson, Bergstrom, Caltagirone, Damiani, Darr, Dierkers, Dobias, Fiore, Godlesky, King, Kolar, Lavery, Mackereth, Marsico, Onama, Potteiger, Rieland, Rocco, Schwartz, Sharp, Storm, Tennis, Turner, Vulakovich, Wetzel, Zottola

Voting Nay: None

Abstaining: Commissioner Delaney
Chairman Zimmer

Next on the agenda was the Mental Health and Justice Advisory Committee (MHJAC) Report. Judge Zottola noted that MHJAC is a PCCD and DPW collaboration and will be entering its third year in July. At the February meeting the contract with the Center of Excellence (CoE), a collaboration between Drexel University and Western Psychiatric at the University of Pittsburgh, was extended. Commissioner Mulvey presented information on intellectual disabilities to MHJAC at the February meeting, and the committee added that to its list of important topics to address. The committee also discussed the recent Housing Symposium they partnered on, as well as the upcoming Veterans' Jail Diversion Conference to be held in April 2013. Mr. Merwine said cross-systems mappings are being conducted across the state by the CoE, with 30 counties mapped so far. Several priorities had come out of those mappings including initial training for Intercept One in Crisis Intervention Training or Mental Health First Aid. The committee was working to put together funding opportunities for those two topics. It recently came to the forefront that there was a modified version of Mental Health First Aid training specifically for law enforcement. The previous week, Mr. Merwine and Jackie Weaknecht were able to attend a meeting of the CIT statewide steering committee, which was a self-organized group of the CIT Teams across the Commonwealth.

The next item on the agenda was the Criminal Justice Advisory Committee (CJAC) Report. Mr. Merwine updated the Commission on the implementation of the Walsh Act (Act 111/Act 91). Pennsylvania was deemed substantially compliant and would no longer incur the 10 percent penalty for noncompliance. Additionally, Pennsylvania was reallocated those penalty funds which were utilized for Livescan equipment to bring the counties into compliance. As of the morning of the meeting, 132 of the 147 approved registration sites in the Commonwealth were online, with 239 agencies contributing data. Mr. Merwine also noted that CJAC recommended changes to the CJAB Minimum Operating Standards, which now mandates that counties develop and maintain strategic plans, and suggested that they should include an offender reentry component in those plans. Additionally, a CJAB Coordinator Symposium is scheduled for May 8-9, 2013 in State College. Mr. Merwine told the Commission about PCCD's involvement, in collaboration with the Pennsylvania Justice Network (JNET) and the Pennsylvania State Police (PSP), in the Mid-Atlantic Regional Information Sharing Consortium which shared new arrest information with the probation departments of the states within the Consortium.

Commissioner Damiani shared two informational items with the Commission. First, that PCCD would be providing an additional \$220,000 in State Share Byrne JAG and ARRA JAG funds to JCJC to extend the "Pennsylvania Juvenile Case Management System Support and Deployment in Philadelphia and Ten

Counties” project until December 31, 2013. Non-PCCD state funds would support the continued operation of this program in future years. Secondly, PCCD provided \$184,942 in State Share Byrne JAG funds to the DOC to modify State Intermediate Punishment (SIP) to include a penalty/punishment component modeled after Hawaii’s Opportunity for Probation with Enforcement (HOPE) program. The DOC was partnering with the University of Pennsylvania, Jerry Lee Center of Criminology to implement the SIP-HOPE project.

There was only one action item from CJAC. The Commission was requested to take action on five (5) initial applications and four (4) continuation applications totaling \$279,372 in JAG funds. All funding requests were recommended for approval by staff and CJAC. *Commissioner Damiani made a motion to approve the grant applications and Commissioner Bergstrom seconded the motion.*

- Northampton County, “Northampton County Re-entry Planning” – 2011-JG-04-24019 (\$19,698)
- Lancaster County, “Lancaster County Re-entry Planning Project” – 2011-JG-04-24020 (\$5,660)
- Dauphin County, “Consultant to Support Re-entry Planning” – 2011-JG-04-24041 (\$20,000)
- Centre County, “Centre Count Re-Entry Planning Project” – 2011-JG-04-24055 (\$12,099)
- Westmoreland County, “County Offender Re-entry Planning Grant” – 2011-JG-04-24063 (\$12,543)
- Fayette County, “Booking Center Incipency” – 2009-JG-04-21723-3 (\$61,570)
- Carbon County, “Carbon County CJAB: Livescan/CPIN Project” – 2011-JG-04-21845-3 (\$6,086)
- Cumberland County, “Centralized DUI Court” – 2009-JG-04-21857-3 (\$66,667)
- Lancaster County, “County of Lancaster CJAB Re-entry Project” – 2009-JG-04-22722-2 (\$75,049)

With no discussion on the motion, Chairman Zimmer called for a vote. The motion carried with the Commissioners voting as noted:

Voting Aye: Commissioner Aguilar, Anderson, Bergstrom, Caltagirone, Damiani, Darr, Delaney, Dierkers, Dobias, Fiore, Godlesky, King, Kolar, Lavery, Mackereth, Marsico, Onama, Potteiger, Rieland, Rocco, Schwartz, Sharp, Storm, Tennis, Turner, Vulakovich, Wetzel, Zottola

Voting Nay: None

Abstaining: Chairman Zimmer

The next item on the agenda was the Victims’ Services Advisory Committee (VSAC) Report. Commissioner Delaney said VSAC had no action items for the Commission, but they did have several informational items. Ms. Shiner updated the Commission on SAVIN, which would enter its fourth year in July 2013. From the very beginning, SAVIN had buy-in and support from stakeholders across the state. It was a collaborative effort between the Pennsylvania District Attorneys’ Institute (PDAI) and PCCD. In the past 14 months, Office of Victims’ Services (OVS) staff visited 36 county prisons, providing training to jail and victims’ services personnel on PA SAVIN. Additionally, a comprehensive guide for county jails was developed to explain SAVIN and everything they would need to have a successful program within their facilities. PCCD also worked with Appriss to launch a Registration Link module that would transfer registrant information when an offender was transferred between counties or

from a county prison to a state facility. This feature removed the burden from crime victims to re-register when offenders were transferred. All 62 county prisons were enabled for Registration Link, with the goal of having all jails matching primarily by State Identification (SID) number in 2013. As of the end of 2012 there were a total of 62,984 active email and telephone numbers registered to receive notifications when an offender was released, transferred or escaped from a county jail, which was a 40 percent increase over the previous year. Originally, the cost of SAVIN was eventually going to be absorbed by the counties, but now only half the cost is passed on the counties with the state absorbing the remaining 50 percent.

Ms. Shiner also updated the Commission on the Data Collection Reporting and Outcomes Project (DCROP), which is a collaborative initiative between several state agencies that aim to provide all victims' services programs with a streamlined, standardized data collection, reporting and outcomes system. Ms. Shiner said every victim services program funded by PCCD must collect and report data on both the use of its funds as well as the outcomes achieved by the program. It was discovered that administrators spent as much as 44 percent of their time trying to provide data to their multiple funders through a broad array of methods. ETO was the software selected for this project, and was launched in October 2012. All victims' services programs funded by PCCD were now reporting through this system.

Commissioner Delaney highlighted some of OVS's accomplishments for the Commission. In 2012, OVS presented 192 trainings attended by nearly 3,300 people, which resulted in over 10,000 hours of training with half of the training provided online. In partnership with PCPA, the Coalition Against Domestic Violence (PCADV) and the Coalition Against Rape (PCAR), OVS provided online training to over 3,000 police officers in 2012. Also last year, the victims' compensation program received almost 9,000 claims and paid out over \$11 million to crime victims. OVS also maintained a website, www.pacrivictims.org, which received 75,000 hits in 2012 from all 50 states and 104 foreign countries. OVS also oversaw over \$30 million, which became increasingly challenging as the funding streams continued to diminish. A nine percent decrease was experienced in VOCA funding in the current year, with an expected six percent decrease to follow in the next year, independent of sequestration. The Access to Services Subcommittee made a grant to the Center for Survey Research at Penn State Harrisburg to conduct a statewide needs assessment of victims' services programs. That work would be finished by the end of 2013 and VSAC would use the results to develop a plan to ensure all identified gaps in victims' services were filled.

The next item on the agenda was the Research, Evaluation and Data Analysis Advisory Committee (REDAAC) Report. Commissioner Bergstrom offered an informational update on a small grant for \$75,000 in State Share ARRA JAG funds REDAAC awarded to the Pennsylvania State Data Center to assist with the Commission's annual Criminal Justice Trends Report. Lee Ann Labecki updated the Commission on two dashboard projects. The first project expands the CJAB Dashboard out to the remaining 58 counties and the second project will create a Fingerprint Compliance Dashboard to help monitor the compliance rate at the county level. Ms. Labecki also noted a third project, through the Criminal Justice Populations and Projections Committee (CJPPC), which was a Dashboard to help monitor the implementation of JRI and Act 196. Ms. Labecki said they were also working on a recidivism study on the Drug and Alcohol Restrictive Intermediate Punishment program.

In the first action item, the Commission was requested to take action on one (1) augmentation totaling \$50,000 in JAG funds to Magee Women’s Institute and Foundation for the Batterers Intervention Study. This request was recommended for approval by staff and REDAAC. *Commissioner Bergstrom made a motion to approve the augmentation request, and Commissioner Tennis seconded the motion.*

Magee Women’s Institute and Foundation, “Batterers Intervention Study” – 23927 (\$50,000)

With no discussion on the motion, Chairman Zimmer called for a vote. The motion carried with the Commissioners voting as noted:

Voting Aye: Commissioner Aguilar, Anderson, Bergstrom, Caltagirone, Damiani, Darr, Delaney, Dobias, Fiore, Godlesky, King, Kolar, Lavery, Mackereth, Marsico, Onama, Potteiger, Rieland, Rocco, Schwartz, Sharp, Storm, Tennis, Turner, Vulakovich, Wetzel, Zottola

Voting Nay: None

Abstaining: Commissioner Dierkers
Chairman Zimmer

In the second action item, the Commission was requested to take action on one (1) contract augmentation totaling \$100,000 in ARRA JAG funds to Computer Aid, Inc. for the Criminal Justice Data Dictionary Project. This request was recommended for approval by staff and REDAAC. *Commissioner Bergstrom made a motion to approve the augmentation and Commissioner Damiani seconded the motion.*

Computer Aid, Inc. “Criminal Justice Data Dictionary Project” (\$100,000)

With no discussion on the motion, Chairman Zimmer called for a vote. The motion carried with the Commissioners voting as noted:

Voting Aye: Commissioner Aguilar, Anderson, Bergstrom, Caltagirone, Damiani, Darr, Delaney, Dierkers, Dobias, Fiore, Godlesky, King, Kolar, Lavery, Mackereth, Marsico, Onama, Potteiger, Rieland, Rocco, Schwartz, Sharp, Storm, Tennis, Turner, Vulakovich, Wetzel, Zottola

Voting Nay: None

Abstaining: Chairman Zimmer

Commissioner Bergstrom said SID was fundamental to everything that is done in criminal justice and it is critical to know with confidence from a rap sheet whether or not a person had been previously arrested and convicted of an offense. Pennsylvania had been struggling for a while and PCCD had done significant work with its partners to promote fingerprinting in every case. Every time an SID was missed it created a level of unreliability in the sentencing and corrections data and in the research being done to

determine what works best. Commissioner Bergstrom commended PCCD's work to try to improve the fingerprint compliance and SID assignment, but said Pennsylvania had to get to a 100 percent compliance rate. It is sad news to hear that the number had slipped over the past year. Commissioner Damiani noted that giving the CJABs a Dashboard which showed where the problem was made it much easier to ask the necessary questions of the appropriate people. Commissioner Damiani agreed that fingerprint compliance was so vital to public safety that it really should be at 100 percent. Commissioner Bergstrom said if that number could not be reached, at some point there needs to be a discussion about having a bright line somewhere, that a case could not proceed to trial, conviction or sentencing without that SID. Up to this point, no one wanted to apply an unfunded mandate to the counties and municipalities, but this issue was so fundamental and really undermined the quality of the data that it might be time to consider it. Commissioner King said he had never seen the data for his county, and did not even know how his own department looked. Getting that information into the hands of not only the CJABs, but also the local police departments is vital. At some point, Commissioner King felt that grants would have to be tied to performance. Issuing an SID and fingerprinting are requirements of the arrest process. Ms. Rosenberg said the counties are charging fees to support the booking centers, and maybe it was time to look at that if they were not providing the necessary data.

Chairman Zimmer asked if there was any Other Business. Commissioner Dierkers said it was national No More Day which was part of a public awareness campaign on where help was available and what bystanders could do to make a difference.

Chairman Zimmer asked if there was anyone present at the meeting who wanted to make a public comment during the Public Voice portion of the meeting. No one stepped forward to exercise their rights under the Sunshine Law.

Commissioner Storm made a motion to adjourn, which was seconded by Commissioner Anderson. The motion carried unanimously and the meeting concluded at 12:25 p.m.

JUVENILE JUSTICE PROJECTSJuvenile Accountability Block Grant (JABG) FundsContinuation Applications

<u>Applicant</u>	<u>Project Number</u>	<u>Funds Requested</u>	<u>Page</u>
Adams County	12-JB-11-24010	\$ 10,000	
Allegheny County	12-JB-10-23990	\$ 38,994	
Armstrong County	12-JB-14-25022	\$ 10,000	
Berks County (DA)	12-JB-04-23985	\$ 10,494	
Berks County (PD)	12-JB-03-24008	\$ 10,495	
Blair County	12-JB-11-23988	\$ 10,000	
Bradford County	12-JB-01-24033	\$ 10,000	
Bucks County	12-JB-13-23970	\$ 22,426	
Cambria County	12-JB-03-24009	\$ 10,000	
Carbon County	12-JB-01-24032	\$ 10,000	
Centre County	12-JB-11-24007	\$ 10,000	
Chester County	12-JB-14-23973	\$ 15,862	
Clarion County	12-JB-11-23983	\$ 10,000	
Clearfield County	12-JB-15-23975	\$ 10,000	
Clinton County	12-JB-14-24006	\$ 10,000	
Columbia County	12-JB-14-24003	\$ 10,000	
Crawford County	12-JB-01-23990	\$ 10,000	
Cumberland County	12-JB-11-24002	\$ 10,000	
Dauphin County	12-JB-11-23979	\$ 16,816	
Delaware County	12-JB-03-24043	\$ 24,223	
Elk County	12-JB-15-24017	\$ 10,000	
Forest County	12-JB-11-23992	\$ 10,000	
Franklin County	12-JB-14-24028	\$ 10,000	
Huntingdon County	12-JB-14-23984	\$ 10,000	
Indiana County	12-JB-03-24016	\$ 10,000	
Jefferson County	12-JB-11-24045	\$ 10,000	
Juniata County	12-JB-11-23987	\$ 10,000	
Lackawanna County	12-JB-14-23976	\$ 10,000	
Lancaster County	12-JB-01-23989	\$ 15,544	
Lawrence County	12-JB-14-23993	\$ 10,000	
Lebanon County	12-JB-14-24012	\$ 10,000	
Lehigh County	12-JB-03-23968	\$ 15,688	
Luzerne County	12-JB-04-24011	\$ 10,000	
Lycoming County	12-JB-03-23974	\$ 10,000	
McKean County	12-JB-01-24000	\$ 10,000	
Mercer County	12-JB-03-23969	\$ 10,000	
Mifflin County	12-JB-08-23986	\$ 10,000	
Montgomery County	12-JB-01-24021	\$ 26,523	
Northampton County	12-JB-11-24023	\$ 10,000	
Northumberland County	12-JB-11-23972	\$ 10,000	
Perry County	12-JB-11-23997	\$ 10,000	
Philadelphia County	12-JB-11-23971	\$ 245,598	
Pike County	12-JB-03-24015	\$ 10,000	
Potter County	12-JB-04-24001	\$ 10,000	
Snyder County	12-JB-04-24048	\$ 10,000	
Somerset County	12-JB-08-23977	\$ 10,000	

JUVENILE JUSTICE PROJECTSJuvenile Accountability Block Grant (JABG) Funds (Continued)Continuation Applications

<u>Applicant</u>	<u>Project Number</u>	<u>Funds Requested</u>	<u>Page</u>
Tioga County	12-JB-11-23995	\$ 10,000	
Venango County	12-JB-15-24004	\$ 10,000	
Warren County	12-JB-01-23981	\$ 10,000	
Westmoreland County	12-JB-10-24018	\$ 10,000	
Wyoming County	12-JB-03-23991	\$ 10,000	
York County	12-JB-03-24013	\$ 13,956	

Total JABG Funds Requested: \$856,619

Total Funds Requested for Juvenile Justice Projects: \$856,619