COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA COMMISSION ON CRIME AND DELINQUENCY

MINUTES OF COMMISSION MEETING
PCCD BUILDING
3101 NORTH FRONT STREET
HARRISBURG, PA
June 8, 2016

Before: Honorable Josh Shapiro, Chairman
James E. Anderson, Commissioner
Bruce R. Beemer, Commissioner
Mark H. Bergstrom, Commissioner
Honorable Mary Jane Bowes, Commissioner (via conference call)
Philip Damiani, Commissioner
Thomas Darr, Commissioner
John P. Delaney, Jr., Esq., Commissioner
Honorable Elizabeth Doyle, Commissioner
Honorable Leo Dunn, Commissioner
Honorable James J. Fitzgerald III, Commissioner
Matthew H. Haverstick, Esq., Commissioner
Honorable David W. Heckler, Commissioner
Honorable Curtis Jones, Jr., Commissioner (via conference call)
Chief Thomas R. King, Commissioner
Jeffrey M. Kolansky, Esq., Commissioner (via conference call)
Sheriff Bob Kolar, Commissioner
Carol L. Lavery, Commissioner
Dennis R. Marion on behalf of Honorable Ted Dallas, Commissioner
Honorable Matthew B. McConnell, Commissioner (via conference call)
Dr. Edward P. Mulvey, Commissioner (via conference call)
Honorable Joseph A. Petrarca, Commissioner
Christine Wechsler Rayer, Esq., Commissioner
James J. Rieland, Commissioner
Delilah Rumburg, Commissioner
Michael A. Schwartz, Esq., Commissioner
Keith Snyder, Commissioner
James E. Turner, Commissioner
Dr. David Volkman on behalf of Honorable Pedro Rivera, Commissioner
Mr. William F. Ward, Commissioner (via conference call)
Michele Minor Wolf, Commissioner
Honorable John A. Zottola, Commissioner
Guests
Amy Holjes, on behalf of Commissioner Regan
Jeffrey Geibel, on behalf of Commissioner Gary Tennis
Nate Silcox, on behalf of Commissioner Randy Vulakovich

Staff
Linda Rosenberg, Executive Director
Kathy Buckley, Acting Director, Office of Victims’ Services
Kirsten Kenyon, Director, Office of Research, Evaluation and Strategic Policy Development
Robert Merwine, Director, Office of Criminal Justice System Improvements
Derin Myers, Director, Office of Financial Management and Administration
Mike Pennington, Director, Office of Juvenile Justice and Delinquency Prevention
Debra Sandifer, Chief Counsel
Jeffrey Blystone
Danielle Chubb
Christina Cosgrove Rooks
Chris Epoca
Geoff Kolchin
Holly Koppenhaver
Matthew Leonard
Luanne Melia
Robert Orth
Daisy Pagan
Charla Plaines
Maddy Roman Scott
Marci Szumanski
Jackie Weaknecht
Chairman Shapiro called the June 8, 2016 meeting of the Pennsylvania Commission on Crime and Delinquency (PCCD) to order at 10:07 a.m. A quorum of members was present. The first order of business was to review the Minutes from the March 9, 2016 Meeting. Commissioner Damiani made a motion to approve the minutes from the March 9, 2016 PCCD meeting as submitted. 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 Shapiro said that today’s meeting was of particular importance with $134 million in grant actions up for consideration. Chairman Shapiro updated the Commission on the Justice Reinvestment Initiative (JRI). On May 18, the second JRI meeting of the year was held. Staff from the Council of State Governments (CSG) presented more details on Pennsylvania’s criminal justice trends, sentencing choices, and supervision options. The Work Group learned that while reported crime is down, arrests for property and drug offenses, which are driving the increases in sentences and comprise the majority of felony sentences, are up. Forty-five percent of sentences to prison and 63 percent of sentences to jail are for these types of offenses. Incarcerating these offenders costs taxpayers over $500 million per year. The Work Group also learned that three-quarters of these sentences fall into sentencing guideline levels that allow for most sentencing options, which is something that will be explored more in-depth at the meetings to come. In addition, split-sentencing, which adds significant supervision periods to the tail of a person’s sentence, was discussed. Since county and state supervision caseloads are so high, adoption of a cap to split-sentences was raised as an option. Adoption of evidence-based practices at the county probation level would also help focus resources on high-risk probationers. Finally, the Work Group discussed the potential of increasing Pennsylvania’s commitment to County Intermediate Punishment (CIP) as a viable and much less expensive alternative to incarceration. This round of JRI is still in the data-gathering stage and Chairman Shapiro encouraged the Commissioners to check out the CSG presentations which are available on PCCD’s website. Chairman Shapiro will continue to keep the Commission informed on JRI’s work, particularly as the Work Group moves into the phase of making legislative recommendations. The next meeting of the JRI Work Group is scheduled for July 20 from 1:30 p.m. to 4:00 p.m. Any member of the Commission is welcome to attend. Chairman Shapiro also noted the creation of a new dashboard that tracks key metrics for JRI and is available on the PCCD website. The data paints a striking picture of the inefficiencies and significant cost of the criminal justice system in Pennsylvania.

Next, Chairman Shapiro told the Commission that the fourth annual Statewide Crisis Intervention Team (CIT) Seminar was held in State College on March 23. This year’s event, which was a collaborative effort between PCCD’s Mental Health and Justice Advisory Committee (MHJAC) and the Centre County CIT, had 188 attendees representing 43 counties. Chairman Shapiro was proud to participate in the meeting, and felt it was a valuable experience for everyone involved. The 2016 Criminal Justice Advisory Board (CJAB) Conference was held at the Penn Stater on April 12 and 13. Two-hundred, forty-four attendees representing 50 counties participated in the conference. Planning has already begun for the 2017 CJAB conference, which will be held on April 4 and 5 at the Penn Stater.

Next, Chairman Shapiro said the opioid crisis is touching every community in Pennsylvania. It is encouraging to see so many efforts to address the epidemic across the Commonwealth, and to see PCCD as the hub in the wheel for many of those efforts. PCCD continues to partner with the University of Pittsburgh School of Pharmacy’s Program Evaluation Research Unit (PERU) to serve as PCCD’s Technical Assistance Center for County Preparedness on Overdose Prevention. PERU intends to conduct regional training seminars throughout the summer in six locations across the Commonwealth. Anyone interested in getting involved should contact Bob Merwine.

Chairman Shapiro’s next update was on the one-day symposium PCCD plans to host on September 28 to address the issue of Human Trafficking. Under Act 197 of 2012 and Act 105 of 2014, PCCD has several responsibilities in regards to human trafficking and feels this will be a start to draw statewide attention to
this very important issue. The symposium will likely have a breakout track focusing on child victims of trafficking and another focusing on adult victims of sex and labor trafficking.

Finally, Chairman Shapiro told the Commission that PCCD is assisting the National Criminal Justice Association (NCJA) with agenda preparation and assembling workshops and speakers for their 2016 National Forum on Criminal Justice that is scheduled to be held in Philadelphia on August 7-10. Philadelphia Mayor Jim Kenney, Philadelphia District Attorney Seth Williams, Pennsylvania Department of Corrections (DOC) Secretary John Wetzel, Chairman Shapiro, and Governor Tom Wolf will participate in this major national conference.

Next on the agenda was the Executive Director’s Report. Derin Myers offered the report since Linda Rosenberg’s attendance at the meeting was delayed. In terms of federal funding, Mr. Myers said the House and Senate Appropriations Committees have approved their versions of the Fiscal Year 2017 Commerce, Justice, Science and Related Agencies (CJS) appropriations bill, which includes most of PCCD’s funding. In that Bill, the Byrne Justice Assistance Grant (JAG) program would be level funded, and the Victims of Crime Act (VOCA) allocation will be in the same ballpark as the last three years. The Juvenile funds are still uncertain. It is possible that a 2017 budget bill will not be passed, in which case funding would continue under a continuing resolution, which would work well for PCCD. On the state funding side, the final 2015-16 enacted budget includes mostly level funding for the PCCD appropriations. There was an inclusion of $1 million in the Children’s Advocacy Center (CAC) appropriation which is under review since the original intent was for the program to be sustained by the restricted revenue account that is supported by birth certificate fee revenue. The final state budget also included several projects that PCCD is administering, including:

- $350,000 in support of the Statewide Victim Information and Notification System (SAVIN), which is a partnership between PCCD and the Pennsylvania District Attorneys Institute (PDAI);
- $200,000 in support of the George Junior Republic residential treatment facility for at-risk youth;
- $200,000 in support of Jewish Employment and Vocational Services (JEVS) Human Services for a diversion program for first-time, nonviolent offenders facing prison terms;
- $100,000 in support of the Law Enforcement Justice Information Sharing (LEJIS) System which allows law enforcement agencies to share information;
- $250,000 for the Sarah Heinz House in support of their after-school programs; and
- $450,000 in support of Big Brothers Big Sisters programs in Philadelphia, Harrisburg, and Pittsburgh.

Mr. Myers noted that the Governor’s proposed 2015-16 budget included $2.5 million to address the opioid crisis in Pennsylvania, but those funds did not make it into the enacted budget. This is problematic because several agencies incurred costs anticipating that the funds would be available. PCCD is working with those agencies to make sure they are not harmed by the expenditures. The Governor’s proposed 2016-17 budget includes level funding for all of PCCD’s appropriations except the Intermediate Punishment Program (IPP) which is requested to receive a $2 million increase for expansion into non-participating counties or expansion of current programs. There is also a significant increase in JRI funding from $2 million to $6.4 million. JRI funding is distributed between three categories: $1 million for victim services; $2 million for county probation programs; and $3.5 million for Innovative Policing Programs.

Next, Mr. Myers updated the Commission on PCCD’s restricted accounts, which are continuing to trend as anticipated. The Victim/Witness Services fund increased slightly in FY 2014-15, but is still well below the high revenue mark of $7.5 million in 2008. The Victim Compensation fund revenue has been steady at around $9.5 million over the last three years, but is still well below the high revenue of $13 million in FY 2007/08. The Constables fund had a slight decrease in FY 2014/15, and the Sheriff and Deputy Sheriff fund increased slightly, but is still approximately $1 million below its high of $5.5 million.
in 2010. The CAC fund has started collecting revenue from birth certificate fees and is on pace to have an annual collection of $2.1 million.

Finally, Mr. Myers offered two funding announcement updates. The JAG funding solicitation was approved at the last Commission meeting for $5.4 million over two years. The solicitation will close on June 24, and there are currently 64 applications that have been started. The VOCA Competitive solicitation closed on May 5. PCCD received 121 applications requesting $43.7 million against the $30 million over three years. Nine counties did not come in for funding and two applications were administratively rejected. Applications are being scored now, and the recommended applications are expected to come before the Commission for consideration at the September meeting. Commissioner Delaney said that Mr. Myers and Kathy Buckley did a great job recruiting scorers for the Competitive VOCA process, and complimented staff on how easy the Egrants system is to navigate.

The Victims’ Services Advisory Committee (VSAC) Report was next on the agenda. Commissioner Delaney said VSAC spent a year in a strategic planning process to decide how to best spend the increased VOCA funds. The Committee’s recommendation for how to spend roughly $80 million in Non-competitive VOCA funds and $30 million in Competitive VOCA funds over the next three years was approved at the last Commission meeting. The strategic planning process followed the federal mandate that VOCA funds are to be spent to create and maintain a stable spectrum of victim services across the state, and to fund un- and under-served populations. Under Non-competitive VOCA funding, agencies were able to apply for up to 125 percent of the previous year’s VOCA allocation providing they could justify the need for those funds. Commissioner Delaney yielded the floor to Commissioner Rumburg for the presentation and discussion of the first action item due to a conflict of interest.

1. **Commissioner Rumburg made a motion for the approval of applications requesting a total of up to $87,000,000 in federal VOCA funds to support the provision of direct services to victims of crime. A chart depicting these applications can be found attached at the end of the minutes. The motion was seconded by Commissioner Fitzgerald.**

Commissioner Fitzgerald asked for a general description of the allocation process for these funds. Ms. Buckley said for the Non-competitive VOCA funds, VSAC wanted to continue to build the infrastructure of victim services that has been built in Pennsylvania over the last thirty years. The same organizations have historically been funded during that time to offer a continuum of services to victims. Part of the strategic plan included continuing to make funding available to those existing victim service programs, and also adding an additional year to the funding cycle. VSAC agreed that programs could apply for up to a 25 percent increase over their prior-year allocation. Staff has reviewed all the applications to ensure programs were able to justify their requested increases. In many cases, additional funds were allocated for staff salary increases, adding staff members, or expanding services to the past level. Only three counties did not come in for the full increase that was available to them. Commissioner Delaney added that pursuant to a recommendation by Chairman Shapiro, organizations were encouraged to apply for a two percent Cost of Living Adjustment (COLA) in years two and three of the funding cycle. Commissioner Mulvey asked how VSAC determined the populations considered to be un- or under-served. Ms. Buckley said those populations will be served under the Competitive VOCA solicitation which is currently under review, but Commissioner Mulvey’s question will be answered when those applications are presented to the Commission.

*With no additional discussion or public comment on the motion, Chairman Shapiro called for a vote. The motion carried with the Commissioners voting as noted:*
Voting Aye: Commissioner Anderson, Beemer, Bergstrom, Damiani, Doyle, Dunn, Fitzgerald, Haverstick, Jones, King, Kolansky, Kolar, Marion, McConnell, Mulvey, Petrarca, Wechsler Rayer, Rumburg, Schwartz, Snyder, Turner, Volkman, Ward, Zottola

Voting Nay: None

Abstaining: Chairman Shapiro, Commissioner Bowes, Darr, Delaney, Heckler, Lavery, Rieland, Minor Wolf

Commissioner Rumburg yielded the floor back to Commissioner Delaney for presentation of the remaining VSAC Action Items.

2. Commissioner Delaney made a motion for the approval of one (1) initial application requesting up to $297,931 in VOCA funds to the Office of the Victim Advocate (OVA) for the volunteer offender dialogue (VOD) program, and for supporting services to victims who provide in-person testimony before members of the Parole Board. The motion was seconded by Commissioner Lavery.


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


Voting Nay: None

Abstaining: Chairman Shapiro, Commissioner McConnell

3. Commissioner Delaney made a motion for the approval of one (1) initial application requesting up to $230,000 in VOCA funds from the Network of Victim Assistance (NOVA) Statewide Crisis Response Project to support continued maintenance and operation of the Keystone Crisis Intervention Team (KCIT). The motion was seconded by Commissioner Rumburg.

- Network of Victim Assistance (NOVA), “Statewide Crisis Response Project” – 26834 ($230,000)

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


Voting Nay: None
Abstaining: Chairman Shapiro, Commissioner Heckler

4. Commissioner Delaney made a motion for the approval of one (1) augmentation of $98,811.24 in federal STOP Violence Against Women grant funds to the existing STOP Judicial 2016 Project awarded to the Administrative Office of Pennsylvania Courts (AOPC). The motion was seconded by Commissioner Lavery.


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


Voting Nay: None

Abstaining: Chairman Shapiro, Commissioner Darr, Rumburg

5. Commissioner Delaney made a motion for the approval of one (1) augmentation of $213,239 in Compensation funds to the Pennsylvania Chiefs of Police Association (PCPA) Grant to support claim processing functions within the Victims’ Compensation Assistance Program (VCAP) of the Office of Victims’ Services (OVS). The motion was seconded by Commissioner Rumburg.

- Pennsylvania Chiefs of Police Association, “VCAP and Victim Service Support” – 25762 $213,239

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


Voting Nay: None

Abstaining: Chairman Shapiro, Commissioner King

The next item on the agenda was the Juvenile Justice and Delinquency Prevention Committee (JJDPC) Report. Commissioner Anderson welcomed Mike Pennington back as the Director of the Office of Juvenile Justice and Delinquency Prevention (OJJDP). Commissioner Snyder will be retiring as Director of the Juvenile Court Judges’ Commission (JCJC) in July. Commissioner Snyder has had a truly outstanding career in the juvenile justice system, including his work over the last five years coordinating the Juvenile Justice System Enhancement Strategy (JSES) which has garnered national attention. Commissioner Anderson said it has been a privilege to work with Commissioner Snyder, and he offered his congratulations and best wishes.
1. Commissioner Anderson made a motion for the approval of one (1) augmentation of up to $90,000 in Juvenile Justice and Delinquency Prevention funds to the existing 2015 Secure Detention Monitoring Project awarded to Shippensburg University/Center for Juvenile Justice Training and Research and one (1) contract renewal requesting $75,000 in Juvenile Justice and Delinquency Prevention (JJDP) funds to Optimal Solutions and Technology (OST) to continue the project to automate the data collection process for the 1,200 police departments reporting monthly activity on secure holding of juveniles. The motion was seconded by Commissioner Rieland.

- Shippensburg University/Center for Juvenile Justice Training and Research, “Secure Detention Monitoring Project” – 2011/12-J-01-25661 ($90,000)
- OST, “OJJDP Compliance Database Online Tool” – 2013-J-01-26309 ($75,000)

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


Voting Nay: None

Abstaining: Chairman Shapiro, Commissioner Snyder

2. Commissioner Anderson made a motion for the approval of one (1) continuation application requesting up to $150,000 in JAG funds to the Juvenile Defenders Association of Pennsylvania to provide up to eight training sessions over the 24 months of this project to defense attorneys working in Pennsylvania’s 67 county-based juvenile courts. The motion was seconded by Commissioner Fitzgerald.


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


Voting Nay: None

Abstaining: Chairman Shapiro

3. Commissioner Anderson made a motion for the approval of twenty-eight (28) applications requesting a total of up to $3,474,609 in Violence Prevention Programs (VPP) funds for two areas within
JJDPC’s Prevention Initiative: Evidence-Based Programs and Communities That Care. The motion was seconded by Commissioner Snyder.

- Connect to Classrooms, Inc., “Incredible Years (IYS) Classroom Program” – 2016-ST-VP-26721 ($193,612)
- Fayette County Drug and Alcohol Commission, “Project Toward No Drug Abuse (PTNDA)” – 2016-ST-VP-26797 ($88,472)
- COBYS Family Services, “Incredible Years (IYS) Continuation Program” – 2016-ST-VP-26674 ($158,642)
- Centre County Youth Service Bureau, “Aggression Replacement Training (ART) Program” – 2016-ST-VP-26682 ($123,686)
- The Guidance Center, “Big Brothers Big Sisters (BBBS) Program” – 2016-ST-VP-26726 ($200,000)
- Tioga County Partnership for Community Health, “Strengthening Families 10-14 Program (SFP)” – 2016-ST-VP-26770 ($167,328)
- Behavioral Health Services of Somerset and Bedford Counties, “Strengthening Families 10-14 Program” – 2016-ST-VP-26742 ($190,251)
- Amachi Pittsburgh, “Strong African American Families (SAAF) Program” – 2016-ST-VP-26746 ($170,000)
- David and Libby Rosen Center for Healthy Families, “Promoting Alternative Thinking Strategies (PATHS) Program” – 2016-ST-VP-26783 ($185,709)
- Big Brother Big Sisters of Bucks County, “Big Brothers Big Sisters (BBBS) Continuation” – 2016-ST-VP-26698 ($184,409)
- Family Services of Western Pennsylvania, “Incredible Years (IYS) Expansion Program” – 2016-ST-VP-26791 ($160,384)
- Respective Solutions Group, “Incredible Years (IYS) Program” – 2016-ST-VP-26679 ($199,650)
- Center for Youth and Community Development, “Positive Action Program” – 2016-ST-VP-26817 ($141,057)
- Healthy Communities Partnership of Greater Franklin County, “Strengthening Families 10-14 Program (SFP)” – 2016-ST-VP-26744
Family and Community Service of Delaware County, “Strengthening Families 10-14 Program (SFP)” – 2016-ST-VP-26789
($162,401)

($151,764)

Arbor Place, Inc., “Strong African American Families (SAAF) Program” – 2016-ST-VP-26745
($168,000)

Franklin Center of Beaver County, Inc., “Communities That Care (CTC) Implementation” – 2016-ST-VP-26874
($97,652)

Healthy Communities Partnership of Greater Franklin County, Inc., “CTC Implementation” 2016-ST-VP-26873
($40,000)

Hazelton Integration Project, Inc., “CTC Implementation” – 2016-ST-VP-26900
($39,753)

Butler County Commissioners, “CTC Implementation” – 2016-ST-VP-26889
($39,992)

($40,000)

Northeast Berks Main Street Foundation, “CTC Implementation” – 2016-ST-VP-26907
($28,470)

Fayette County Drug and Alcohol Commission, “CTC Implementation” – 2016-ST-VP-26869
($40,000)

Commissioner King asked if there was a maximum request allowed under this funding announcement, and why the other 11 applications received were not approved for funding. Mr. Pennington responded that the maximum award was $200,000 for two years. Some applications did not meet the standards set forth in the funding announcement. Feedback was offered to all those applicants to help them be more successful in the future. They are also welcome to apply again next year.

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


Voting Nay: None

Abstaining: Chairman Shapiro, Commissioner Damiani, Heckler

4. Commissioner Anderson made a motion for the approval of two (2) continuation applications requesting a total of up to $2,203,381 in VPP funds to Pennsylvania State University for two separate projects. The first project is for two years to the Evidence-based Prevention and Intervention Support (EPIS)Center to advance in-state capacity for improving local juvenile justice services using the Standardized Program Evaluation Protocol (SPEP), and using technology to enhance family
engagement for youth in residential placements. The second project is for one year to the EPISCenter to provide training, technical assistance and support to grantees implementing evidence-based programs and the Communities That Care model in Pennsylvania. It will also develop a Pennsylvania-specific return on the investment for each delinquency prevention program, as well as the overall PCCD Violence Prevention Initiative. This project includes a partnership with the Department of Drug and Alcohol Programs, which has contributed $153,381 to the overall total to support work with five Single County Authorities (SCA) on a pilot project. The motion was seconded by Commissioner Turner.

- Pennsylvania State University, “EPISCenter for SPEP Project” – 2016-ST-VP/DH-26885 ($950,000)
- Pennsylvania State University, “EPISCenter for Prevention Initiatives” – 2016-ST-VP/DH-26796 ($1,253,381)

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


Voting Nay: None

Abstaining: Chairman Shapiro

The next item on the agenda was the Children’s Advocacy Center Advisory Committee (CACAC) Report. Commissioner Heckler said the CACAC is charged with administering the NCAA/PSU penalty funds. These funds must be spent for the benefit of the residents of the Commonwealth of Pennsylvania and may be spent under seven different categories. The initial round of Endowment Act funding announcements was released in June 2015. In total, 92 applications requesting $6.9 million were scored and 44 grants totaling $3.3 million were awarded. The CACAC held a planning session on May 5 to determine the Endowment Act funding priorities for 2016:

- Maintain prior year’s funding levels to ensure adequate funding remains available in the out years;
- Stagger the funding announcement schedule throughout the year to ensure ample opportunity for applications and ensure expert reviewers while not harming existing grantees;
- Open competitive solicitations for the following categories in 2016:
  - Programs or projects assisting the victims of child sexual abuse
  - CACs
  - Victim service organizations that provide services to children subjected to sexual abuse
  - Training of persons who treat victims of child sexual abuse
- Open competitive solicitations for Programs or projects preventing child sexual abuse in early 2017;
- Explore opening a solicitation for Multidisciplinary Investigative Teams (MDITs) established under 23 Pa.C.S. (relating to Domestic Relations) for training purposes; and
- Set award amounts at $50,000 for single applicants and $100,000 for joint applicants. Reducing the amount of the award will allow for more grant recipients and should increase opportunities for sustainability.

Approximately $3.5 million in Endowment Act funding will be allocated in 2016. Commissioner Haverstick noted that the Endowment is intended to be open-ended and it can receive donations. Perhaps
part of CACAC’s long-term thinking should include encouraging donations to the fund. The Endowment Act does not limit PCCD’s ability in any way to directly seek funds from foundations or other organizations or to lobby the legislature to enhance the Endowment Act.

Next on the agenda was the Mental Health and Justice Advisory Committee Report. Commissioner Zottola said MHJAC met on May 10, 2016. Marti Knisley from the Technical Assistance Collaborative updated the Committee on the technical assistance she is providing to the PCCD housing grantees. Ms. Knisley also spoke about housing opportunities for individuals with low income, or those reentering the community from incarceration. Pennsylvania has a housing crisis due to the lack of suitable housing and/or the condition of available rental housing. Ms. Knisley told the Committee the U.S. Supreme Court ruled that blanket policies cannot be applied in determining housing eligibility, and information was provided on the Fair Housing Act. Commissioner Marion updated MHJAC on the Office of Mental Health and Substance Abuse Services’ (OMHSAS) multi-level strategy, in partnership with several state and local organizations, to increase capacity at the forensic centers and to cut down the wait time to get competency evaluations. Paul Turcotte and Kate Hooven gave a presentation on the training developed by the Bureau of Autism Services for law enforcement and justice professionals. MHJAC is developing an online training course, “Veterans in Crisis,” which will be offered to police officers through the Pennsylvania Virtual Training Network (PAVTN). Chairman Shapiro said he is glad to see the collaboration between MHJAC, VSAC, and the Criminal Justice Advisory Committee (CJAC).

Commissioner Fitzgerald added that the Pennsylvania Commission on Judicial Independence will be conducting a seminar on November 17 at the University of Pittsburgh. Commissioner Zottola will represent Mental Health Courts, and there will also be representatives for Drug Courts and Veterans’ Courts. The seminar will show what the problem solving courts are doing in Pennsylvania, and will be broadcast on the Pennsylvania Cable Network (PCN). Commissioner Fitzgerald noted that Pennsylvania is one of the leaders in the nation in terms of problem solving courts which are cost-saving for taxpayers, help reduce prison populations, and help rehabilitate people’s lives.

Nick Hoke, Crawford County Sheriff and President of the Pennsylvania Sheriff’s Association, thanked the Commission for all the work it does. Sheriff Hoke asked if the Veterans in Crisis training will be available to sheriffs as well as police officers. Commissioner King was confident the training will be accessible to sheriffs’ departments.

The Criminal Justice Advisory Committee Report was next on the agenda. Commissioner Damiani offered the Committee’s report for Commissioner Vereb who was unable to attend today’s meeting. At the last CJAC meeting, Erik Arneson, the Executive Director of Pennsylvania’s Office of Open Records, gave a presentation on the complexities of using body cameras. Eric Radnovich also updated the Committee on the continuing work of the Local Technology Subcommittee (LTS) to improve public safety through technology. Commissioner King noted that body cameras continue to be a high priority for the PCPA Legislative Committee, which is tackling several critical issues around their use. The Legislative Committee is trying to determine best practices and find support within the legislature to make the necessary changes to the law. Departments are jumping into body cameras pretty quickly because there is significant federal grant funding available for them. However, there are still some barriers in terms of Pennsylvania’s laws, so PCPA is encouraging departments to hold off until those issues can be resolved.

Linda Rosenberg and Kirsten Kenyon have been working with Senator Greenleaf’s staff, Professor Rago from Duquesne University, and Greg Rowe from the Pennsylvania District Attorneys Association (PDAA) to develop a draft policy addressing issues around body cameras. Within the legislation, departments seeking federal funding through PCCD would be required to submit their policy for review. Ms. Rosenberg said PCCD would like to incorporate PCCD’s policy into PCPA’s Accreditation Program.

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standards. This will be taken before Chairman Shapiro’s Law Enforcement Executive Policy Board for input and final sign-off. Commissioner Petrarca said there is support in the legislature for body cameras, and the House Judiciary Committee intends to hold a hearing. Commissioner Petrarca anticipates the legislation will be dealt with in the fall. Commissioner Heckler said he believes there will be an explosion of data that needs to be retained and moved in an efficient way. The camera is just the start, because the individual departments have to retain the materials for a period of time at substantial cost. Ms. Rosenberg said she has discussed that problem with Senator Greenleaf’s staff, and the idea has come up of Pennsylvania putting out a bid for a statewide contract to help cut costs. Google and Microsoft are FBI certified, and of course the Pennsylvania Justice Network (JNET) could be another option. Commissioner Rumburg noted there are privacy concerns for victims as well and requested that victim services folks be involved in the review and approval of any policy PCCD develops.

Commissioner Damiani told the Commission that the CJAB Reentry Coalition Workshop will be held on September 27 at the Days Inn in State College.

1. Commissioner Damiani made a motion for the approval of two (2) continuation applications requesting a total of up to $66,500 in Byrne JAG Regional Policing funds to support the formation of new Regional Police Departments and for established Regional Police Departments to expand their department or services by adding an additional municipality(s). The motion was seconded by Commissioner King.

- Slate Belt Regional Police, “Slate Belt Regional Police” – 2014-JG-01-25934-2 ($50,000)
- Central Bucks Regional Police Department, “Regional Police Assistance-Year 3” – 2014-JG-01-24876-3 ($16,500)

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


Voting Nay: None

Abstaining: Chairman Shapiro, Commissioner Heckler

2. Commissioner Damiani made a motion for the approval of six (6) initial applications requesting a total of up to $11,183 in Adam Walsh Act (AWA) funds. The motion was seconded by Commissioner Zottola.

- Lehigh County Chief Executive Officer, “Megan’s Law Registration Support-2016” – 2015-AW-01-26732 ($1,551)
- Clarion County Commissioners, “Clarion County Megan’s Law Registration Upgrade” –
Commissioner Bergstrom was surprised to see there are still AWA funds available, and asked if there is a continued need for updating technology related to the Act. Mr. Merwine said the Bureau of Justice Assistance (BJA) releases competitive AWA funds every year. This year PCCD applied for $80,000 in those funds based on survey results in which 30 counties reported they needed updated equipment. When the funding announcement was released, only six counties submitted applications. As a result, there are now leftover funds that need to be repurposed. Commissioner Bergstrom asked if PCCD can reach out to the other 24 counties who initially reported a need. Mr. Merwine said that will be done.

*With no additional discussion or public comment on the motion, Chairman Shapiro called for a vote. The motion carried with the Commissioners voting as noted:*


Voting Nay: None

Abstaining: Chairman Shapiro

3. *Commissioner Damiani made a motion for the approval of three (3) initial applications requesting a total of up to $179,852 in Residential Substance Abuse Treatment Program (RSAT) funds to support evidence-based programs in county jails using Medication Assisted Treatment (MAT) in conjunction with other behavioral therapy treatments deemed effective or promising by the Office of Justice Programs (OJP) Crimessolutions.gov or samhsa.gov websites for jail-based Alcohol and Other Drug (AOD) treatment. The motion was seconded by Commissioner Turner.*

- Council on Chemical Abuse, “Berks County Jail MAT Project” – 2015-SA-01-26637 ($60,000)
- Franklin County Commissioners, “Franklin County Jail Treatment Program” – 2015-SA-01-26626 ($60,000)

*With no discussion or public comment on the motion, Chairman Shapiro called for a vote. The motion carried with the Commissioners voting as noted:*

Voting Nay: None

Abstaining: Chairman Shapiro

4. Commissioner Damiani made a motion for the approval of fifty-three (53) CIP Treatment applications requesting a total of up to $39,682,000 in state CIP Treatment funds. These applications support 57 counties and are two-year projects. The motion was seconded by Commissioner Bergstrom.

- Adams County - 2016-IP-ST-26839 ($120,186)
- Allegheny County - 2016-IP-ST-26813 ($4,228,039)
- Armstrong County - 2016-IP-ST-26754 ($270,448)
- Beaver County - 2016-IP-ST-26886 ($234,917)
- Berks County - 2016-IP-ST-26861 ($775,510)
- Blair County - 2016-IP-ST-26786 ($688,316)
- Bucks County - 2016-IP-ST-26780 ($557,392)
- Butler County - 2016-IP-ST-26897 ($647,242)
- Cambria County - 2016-IP-ST-26828 ($65,780)
- Carbon County - 2016-IP-ST-26829 ($12,953)
- Centre County - 2016-IP-ST-26736 ($284,905)
- Chester County - 2016-IP-ST-26747 ($1,148,765)
- Clarion County - 2016-IP-ST-26755 ($401,667)
- Clinton County - 2016-IP-ST-26774 ($230,439)
- Columbia/Montour Counties - 2016-IP-ST-26722 ($207,167)
- Crawford County - 2016-IP-ST-26748 ($590,633)
- Cumberland County - 2016-IP-ST-26905 ($722,620)
- Dauphin County - 2016-IP-ST-26911 ($670,779)
- Delaware County - 2016-IP-ST-26743 ($1,072,193)
- Erie County - 2016-IP-ST-26738 ($488,414)
- Fayette County - 2016-IP-ST-26752 ($229,439)
- Franklin County - 2016-IP-ST-26800 ($545,688)
- Fulton County - 2016-IP-ST-26715 ($142,617)
- Greene County - 2016-IP-ST-26788 ($175,829)
- Huntingdon County - 2016-IP-ST-26734 ($125,624)
- Indiana County - 2016-IP-ST-26756 ($412,204)
- Jefferson County - 2016-IP-ST-26801 ($323,153)
- Juniata County - 2016-IP-ST-26771 ($130,475)
- Lackawanna County - 2016-IP-ST-26728 ($851,065)
- Lawrence County - 2016-IP-ST-26778 ($210,902)
- Lebanon County - 2016-IP-ST-26717 ($1,226,875)
- Lehigh County - 2016-IP-ST-26731 ($1,502,544)
- Luzerne County - 2016-IP-ST-26741 ($653,779)
- Lycoming County - 2016-IP-ST-26785 ($954,631)
• McKean County - 2016-IP-ST-26830 ($171,829)
• Mifflin County - 2016-IP-ST-26794 ($234,439)
• Montgomery County - 2016-IP-ST-26864 ($1,051,293)
• Northampton County - 2016-IP-ST-26760 ($702,620)
• Northumberland County - 2016-IP-ST-26878 ($562,832)
• Perry County - 2016-IP-ST-26724 ($119,840)
• Philadelphia County - 2016-IP-ST-26842 ($10,835,831)
• Pike County - 2016-IP-ST-26896 ($175,796)
• Potter County - 2016-IP-ST-26844 ($113,122)
• Schuylkill County - 2016-IP-ST-26739 ($487,487)
• Somerset County - 2016-IP-ST-26737 ($78,662)
• Tioga County - 2016-IP-ST-26871 ($780,303)
• Union/Snyder Counties - 2016-IP-ST-26933 ($448,748)
• Warren/Forrest Counties - 2016-IP-ST-26912 ($428,692)
• Washington County - 2016-IP-ST-26916 ($529,755)
• Wayne County - 2016-IP-ST-26818 ($175,829)
• Westmoreland County - 2016-IP-ST-26723 ($801,827)
• Wyoming/Sullivan Counties - 2016-IP-ST-26863 ($454,967)
• York County - 2016-IP-ST-26806 ($624,938)

Commissioner Bergstrom thanked CJAC and staff for their work on these CIP grants. The Pennsylvania Commission on Sentencing (PCS) has raised issues about compliance with statute and other sentencing-related issues in the past, but there was significant effort and follow-up during this round. Commissioner King asked if PCCD knows why ten counties did not come in for this funding. Mr. Merwine said one county submitted an application which did not meet the minimum requirements. Staff will go back and work with that county to bring them up to speed on IP. Several of the other counties have made the decision to not utilize IP as a sentencing option. Ms. Rosenberg said PCCD did outreach and was able to pick up three new counties. Commissioner McConnell said Mercer County is one of the counties not using IP. They used to use it, but the funds are only available for sentencing Level 3 and 4 offenders so Mercer County is no longer eligible. Mr. Bergstrom noted that Lancaster County is another county that only sentences Level 1 and 2 offenders to IP, so they are also ineligible for the funding. Chairman Shapiro said this is something JRI is reviewing. Commissioner Lavery asked if the award amount is determined by formula or competitive process. Mr. Merwine said it is a combination of both, with the requirement that 80 percent of funds are used for drug and alcohol treatment programs.

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


Voting Nay: None

Abstaining: Chairman Shapiro, Commissioner Delaney, Doyle, Heckler

5. Commissioner Lavery made a motion for the approval of a delegation of authority to the PCCD Executive Director to approve, with the approval of the Chairman of PCCD and the Chairman of
CJAC, the redistribution of any unexpended IP funds, prior to the expiration of the funds, augment any exiting project, or fund new counties who demonstrate a need so that the unexpended funds may be effectively utilized. The motion was seconded by Commissioner Heckler.

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


Voting Nay: None

Abstaining: Chairman Shapiro

6. Commissioner Damiani made a motion for the approval of a delegation of authority to the PCCD Executive Director to approve, with the approval of the Chairman of PCCD and the Chairman of CJAC, up to $300,000 in state General Government Operational funds to provide counties, through a competitive solicitation, resources for the implementation of new problem solving courts (PSC). Funds will support up to three new PSCs in selected counties with a total maximum award not to exceed $100,000 per project. Counties with existing PSCs may apply for these funds provided that the requested PSC type has not already been implemented in their county. The types of adult PSCs supported by these funds will include: Drug, DUID, Mental Health, Co-Occurring, and Veterans Courts. The motion was seconded by Commissioner King.

Commissioner Delaney asked why this funding is not going through CJAC for approval. Mr. Merwine said this is an issue of timing. Ms. Rosenberg said these state funds were earmarked for working with AOPC on problem solving courts. Until the state budget was enacted, and the exact allocation was made available, there was not much that could be done. Commissioner Bergstrom asked if an unaccredited county could utilize this funding to become AOPC accredited. Mr. Merwine said there was discussion with AOPC about that, and it will be targeted by next year’s allocation of funds.

With no additional discussion or public comment on the motion, Chairman Shapiro called for a vote. The motion carried with the Commissioners voting as noted:


Voting Nay: None

Abstaining: Chairman Shapiro, Commissioner Darr

Next, Commissioner Bergstrom offered the Research, Evaluation, and Data Analysis Advisory Committee (REDAAC) Report. Over the course of the last year or two, Commissioner Bergstrom, Ms. Kenyon, and Ms. Rosenberg have discussed redirecting and redefining the work of REDAAC, because many of the projects REDAAC previously focused on are under control at this point. They discussed two projects with Chairman Shapiro that the Committee would like to take on moving forward. The first is to
obtain federal funding to develop an annual trends report. This would allow the Commonwealth to get a better handle on all the available data and a better sense of what is going on in Pennsylvania’s criminal justice system. PCCD is well-positioned for this work which ties in with the dashboard initiative and other things the Commission has been doing. The second project is to create a data warehouse which would collect, match and clean data from state agencies to minimize the time and expense researchers put into this type of work. This project would provide a better platform for research that crosses over a number of agencies, and was strongly supported by Committee members.

The Bureau of Training Services Report was next on the agenda. Mr. Merwine said the original Sheriff and Deputy Sheriff Training Act, Act 2 of 1984, was amended in September 2014 by Act 114. One new provision of the Act was the duty of the Sheriff and Deputy Sheriff Education and Training Board and the Commission to revoke the certification of any Deputy Sheriff for various circumstances, such as the conviction for a felony or misdemeanor 1 or 2, dismissal for cause, physical or psychological unfitness to perform duties, or misconduct making the individual unfit to perform their duties. At the May Board meeting revocations were presented for consideration for the first time, and the Board revoked three individuals’ certifications as the result of misdemeanor 2 convictions. The individuals were notified, as per Board policy, but none of them provided any additional information for consideration by the Board.

Sheriff Hoke said it was brought to the Board’s attention at the last meeting that Chairman Shapiro asked staff to look into the regionalization of sheriffs’ training at the request of a single Sheriff. Sheriff Hoke asked if that request was brought before the Commission and also for the reason it was not brought before the Training Board, which is not in favor of the change. Sheriff Hoke continued by noting there are ten positions on the Board, nine appointed by the Governor and one appointed by the Attorney General. At this time every position has expired or is vacant. Sheriff Hoke asked who is responsible for making recommendations to the Governor’s office so those positions can be filled. Chairman Shapiro thanked Sheriff Hoke for his comments.

Chairman Shapiro asked if there is any Other Business. Commissioner Lavery noted that victim and victim services focus groups are being conducted across the state as part of the JRI initiative. The Crime Victims’ Alliance is hosting one of these focus groups on July 11 in the Harrisburg area if anyone is interested in attending.

Commissioner Bergstrom noted that Commissioner King will soon be retiring as Chief of Police of State College. Commissioner King has been professional, responsible and thoughtful in his approaches in the borough and the region, and he will be greatly missed. Commissioner King said he has enjoyed his years of work on the Commission and its various advisory committees. PCPA is in the process of identifying Commissioner King’s replacement for the September meeting.

Chairman Shapiro said hopefully next week the Senate will confirm Ms. Rosenberg’s nomination by Governor Wolf as a member of the Pennsylvania Board of Probation and Parole. Chairman Shapiro wanted to publicly thank Ms. Rosenberg for her extraordinary work at PCCD and in the Pennsylvania criminal justice system over decades. Ms. Rosenberg has become a trusted and reliable member of Chairman Shapiro’s team, so this is a bittersweet event. The Commonwealth is better off because of the service she has, and will continue to render. Commissioner Turner thanked Ms. Rosenberg for her extraordinary work and her ability to calm all the storms. Commissioner Lavery noted that Ms. Rosenberg had the helm at PCCD during some uncertain times, but she held the reins and kept the Commission moving forward, and in the process developed a stellar reputation across the state for her good work and trustworthiness. Commissioner Anderson has been privileged to work with Ms. Rosenberg for many years, and he thanked her for her leadership at PCCD and the improvements she has affected in Pennsylvania’s criminal justice system. Commissioner Darr said that Ms. Rosenberg has been singular at bridging the branches of government in Pennsylvania, and is especially thankful to her for
involving the judiciary in so much of her work. Commissioner Delaney said Ms. Rosenberg was a great help to VSAC during the strategic planning process because she established the balance between the Committee being informed and being protected. Commissioner King thanked Ms. Rosenberg for the outstanding, collaborative relationship she has fostered between PCCD and PCPA. Ms. Rosenberg is calm during tough times, employs a methodical approach to issues, and is dedicated to criminal justice collaboration. Commissioner Zottola thanked Ms. Rosenberg on behalf of MHJAC, because the Committee’s very existence is due mainly to Ms. Rosenberg’s vision and innovative thinking. Commissioner Zottola appreciates Ms. Rosenberg’s insistence on the integrity of the Commission, which is well-respected nationally as a result. Ms. Rosenberg thanked everyone for their well wishes, and for sharing their assistance, guidance, and wisdom over the years.

Next on the agenda, Chairman Shapiro 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 else stepped forward to exercise their rights under the Sunshine Law.

The next Commission meeting will be held at 10:00 a.m. on Wednesday, September 14, 2016 at the PCCD Offices.

*Commissioner Darr made a motion to adjourn which was seconded by Commissioner Delaney. The motion carried unanimously and the meeting concluded at 11:59 p.m.*
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