

FELONY SENTENCING COMMITTEE

September 22, 2015
6:00pm – 8:00pm
FSC Dinner Meeting Riverside

Minutes

MEMBERS:

Chair Justice Horton
Judge Haynes
Judge Stegner
Judge Kerrick
Judge Owen
Judge Stoker
Judge Nye
Michael Henderson
Scott Ronan

Important Dates:

December 15, 2015	11:30am-1:30pm Conference Call
January 25-27, 2016	District Judges Conference
January 28, 2016	9:30am-3:00pm Idaho Supreme Court
April 29, 2017	9:30am-3:00pm Idaho Supreme Court
November 3, 2016	9:30am-3:00pm Idaho Supreme Court
January 24, 2017	9:30am-3:00pm Idaho Supreme Court

GUESTS:

Senior Judge Wood
Justice Burdick
Chief Judge Melanson
Kerry Hong
Christine Iverson
Ryan Porter
David Birch
Terry Kirkham
Council of State Governments: Justice Center-Bree Derrick

Welcome and Introductions

Chair Justice Horton led the introductions and called for a motion on the June 15th, 2015 Felony Sentencing Committee minutes. Judge Owen motioned to approve the June 15th meeting minutes. Judge Stegner seconded. Motion carried.

IDOC Program Assessment Report

Bree Derrick from the Counsel of State Governments led discussion on the Justice Program Assessment (JPA). The JPA is an analysis and recommendations of the correctional practices and treatment interventions with in the prisons and community.

- Idaho is the 1st state to request analysis at this level
- Pennsylvania requires treatment providers to measure recidivism with performance reimbursement contract
- Bree suggested how to streamline programming by cutting down redundancy, limit inmate movement to programs, and not spending as much time in process groups.
- It was suggested to look at sentencing structure. Bree responded with sharing that sentencing structure was not analyzed.

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- It was shared that some offenders did not start treatment until parole eligible date. Requested IDOC continue educating the Judiciary on process. Also suggested hiring more parole hearing officers/commissioners to alleviate the pressure.
- Justice Horton reminded committee on HB1357 and the requirement to deliver report on treatment in the community. Bree responded with her assessment of the inconsistency in delivery of MRT and CSC. Recommended enhancing model fidelity and using primary substance abuse treatment modality. She shared that the current models lack graduated skill development.
- Clarity was asked in regards to the assessment of mental health treatment. Bree responded with the JPA focus of programs that reduce recidivism, primarily for SUD. The assessment did not exclusively look at Mental Health treatment.
- Bree updated Committee on Correctional Program Checklist-GA, for community based programming coming in Spring 2016 and Sex Offender treatment model to be available for review soon.

Motion: Judge Stoker motioned for IDOC to immediately update/educate the Judiciary on current programming and plans to move forward with new programming, structure and model. Judge Stegner seconded. Motion carried.

Unsupervised probation

Terry led the discussion on current status of unsupervised probation.

- It was reported that 1,087 probationers currently on Limited Supervision Unit. The number of active probation has increased with a net gain of +600 from last year.
- Committee discussed current practice in use of unsupervised probation.

Standard Term for Probation

The Committee was asked to provide feedback on potential standard language to 19-2601. Kerry stated he would send a message to District Judges identifying the effective date of the provision that “the court shall include in the terms of conditions of probation a requirement that the defendant enter into and comply with an agreement of supervision with the Board of Correction.” This is effective October 1, 2015.

Meeting Adjourned

Next Meeting:

- December 15, 2015 11:30am-1:30pm