

Prison and Corrections meeting February 7, 2020

Present on phone: Nicole George, Kathleen Schaefer, John Cooper

Present: Judge Michelle Rick, Pat Streeter, Mike Marutiak, Kyle Kaminski, Barb Levine, Carol Siemon, Keith Barber, Mari David-Martin, Natalie Holbrook

Excused absence: Dan Manville, Katherine Root, Lisa Geminick, John Brusstar

Unexcused absence: David Gilbert

**Meeting minutes approved

Open council seat closed conversation

Judge Michelle Rick was nominated for the open seat and introduced herself. She was unanimously voted to fill the seat. Because she is filling a vacancy, Judge Rick will have to run again at our annual meeting in September, either for a 1 year term or 3 year term.

Treasurer's report: Balance \$8,347.58 right now. This is good.

Prosecutor Parole Appeals Rule Proposal:

Proposed change to court rule. Allow people going through prosecutor parole to have counsel. Mari prepared to send letter on Monday to Anne Boomer, Administrative Counsel, for Michigan Supreme Court.

Juvenile issues task force.

Join with folks from criminal law and children's law sections.

How *Miller* might impact other folks under people under 25 who are not LWOP serving people. Insert paragraph. Mari will check with the SBM and make sure it is all good to move forward.

Letter from Criminal Law Section

—A proposal to collaborate with the criminal law section on the 2020 Annual Section Meetings. Asking for folks to collaborate in order to share the organizing burden and share the topic and programs. Make it more convenient for sections and get folks to meet one another and possibly expand membership. Letter went out to 18 section chairs asking about collaboration. The deadline for submitting info for conferences and online registration is 12 weeks instead of 8 weeks. Received one commitment so far from LGBTQA section will be join crim law. One member of the board of commissioners wrote Mike and said this will be the wave of the future. Don't know where it will go. Good location at the University Club of MSU. Organizing is at the starting stages. Hopefully, by late next month know who is on board. If we want to do this, Crim law is asking for one person from the P & C to volunteer to be on planning phone calls. It is a great idea. **Mari will be representative for P & C and join the planning for a collaborative event.** It was suggested to have the judicial law section as an invitee also.

June program discussion

Decided to do June program on women and incarceration

Brainstorm what things could be covered

- Overcrowding
- Opioid crisis
- Harm reduction treatment policies
- Reentry
- Treatment of pregnant, birthing, and postpartum people - diversion into the community
- Trauma specific care for incarcerated and reentering people from Huron Valley
- Programming at HVW - meaningful vocational training and educational opportunities
- Mental health care
- Staff issues at HVW
- Facilitation of relationship with children while incarcerated
- Sexual abuse/harassment in prison
- Treatment of youthful girls in adult prison setting

MDOC Update – Kyle

SAI in own unit at cooper moving from Chelsea to cooper street from camp Cassidy lake done by March 7 (finished year at 145). Trend is judge referrals are down. Kyle thinks still boot camp but more programming—judges liked boot camp style more. Lots more diversion options now that they don't send people to SAI. Folk who were deemed eligible are not being sentenced to prison any longer.

SAI for women very low—single digits.

Exec rec MDOC is very much a continuation budget from last year

\$500,000 to support staff wellness activities

Health care inflation costs for p. health care

Putting out prisoner population projections –trend still down

Not recommending closure right now

Below 38,000 people in prison at end of January.

SAI screening criteria is so stringent (hard and fast rules might be outdated). MDOC has not had a convo with legislature about changing the rules for a number of years. Promote creative uses of SAI. Lack of clarity on plea agreements and wondering how SAI applies. Clarity in plea agreements. Organize a tour with key legislators.

Legislative Updates – John

Large package of bills based on the joint taskforce on jails and pre-trial incarceration recommendations 105 statutory changes—rolled out about a month from now. Some hearings before from task force members to brief legislators. Use of appearance tickets much wider

Make bonds much more common

Hearing if a person detained for more than 48 hours to see ability to pay

Caps on length of probation terms

Trying to get it through before the summer

Expungement reforms will hopefully be up in Senate in couple of weeks

Cost is main concern in the Senate (pretty inflated numbers floating around the governor's office). Until handle on what the costs. Incorrect ideas about funding.

Other

SB697 98 99

Significantly change the habitual offender statute.

And effort to narrow the use of habitual charging practices.

Requires a prosecutor to only use priors for one person or the other. 10 year look back—prior charge must be of same crime class as the new crime. Gardner fix is in the bill package also.

SB 195 and 196

Modify family advisory board in the MDOC.

SB 759 Santana's census count bill

Elections committee. Require pre-incarceration addresses to be used for purposes of the census. Self-reported information – no verification of it.

Pre-Aaron legislation in the works—at LSB. Work group has met a few times.

Boil down to a handful of people who would get relief to weed out folks who never intended malice.

Other

Good news from Carol. Been trying for a last few years to get a data collection project. Now Ingham is one county of three in the nation where Vera will work with Ingham for 12 to 18 months for data collection.

March 6 will be a conference call for our meeting. At 2:00 over the phone.

Submitted by Natalie Holbrook