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## PALM BEACH COUNTY CRIMINAL JUSTICE COMMISSION

### CORRECTIONS TASK FORCE/ Public Safety Coordinating Council

Palm Beach County Governmental Center  
301 N. Olive Avenue, 12<sup>th</sup> Floor McEaddy Conference Room  
West Palm Beach, Florida 33401

Wednesday, February 6, 2013; 12:00 P.M.

[HTTP://WWW.PBCGOV.COM/CRIMINALJUSTICE/TASK\\_FORCE/CORRECTIONS/](http://www.pbcgov.com/criminaljustice/task_force/corrections/)

### - SUMMARY MEETING MINUTES -

#### **MEMBERS PRESENT:**

**Chairman Douglas Duncan**, Roth and Duncan, P.A.  
**Rosalyn Baker**, Florida Department of Corrections  
**Jeffrey Colbath**, Administrative Judge, 15<sup>th</sup> Judicial Circuit  
**Roger M. Crane**, Police Chief, Palm Beach County Chiefs of Police Association  
**Brian Feld**, Professional Probation Services  
**Jenise Link**, Manager, Palm Beach County Pretrial Services Agency  
**James Martz**, Judge, 15<sup>th</sup> Judicial Circuit  
**Tommy Richards**, Palm Beach County Bail Bond Association  
**Alton Taylor**, Executive Director, Drug Abuse Foundation  
**Barbara White**, Office of the Public Defender

#### **MEMBERS ABSENT:**

**August Bonavita**, Administrative Judge, 15<sup>th</sup> Judicial Circuit  
**Bob Bozzone**, Executive Director, Comprehensive Alcohol Rehabilitation Program  
**Rev. Chaney**, Clergy Representation  
**Michelle Dryer**, Workforce Alliance  
**Vice-Chairman Chris Kneisley**, Major, Palm Beach Sheriff's Office  
**Jill Richstone**, Office of the State Attorney  
**Caroline Shepherd**, Judge, 15<sup>th</sup> Judicial Circuit  
**Louis Tomeo**, Director Criminal Court Services, Office of the Clerk and Comptroller  
**Shelley Vana**, Commissioner, Palm Beach County

#### **GUESTS PRESENT:**

**Ted Booras**, Judge, 15<sup>th</sup> Judicial Circuit  
**Paula Carvajal**  
**Colleen Farnsworth**, DCF Legal  
**Bea Lovelace**, Office of the Clerk and Comptroller  
**Alfonso Starling**, Captain, Palm Beach Sheriff's Office

#### **CJC STAFF PRESENT:**

**Shahzia Hashmi**, Criminal Justice Analyst  
**Damir Kukec**, Research & Planning Manager  
**Candee Villapando**, Criminal Justice Analyst

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**I. Welcome, opening comments by Chairman, Douglas Duncan.**

Chair Duncan announced that he received an email from Sharon D'Eusanio, Victims Rights representative, advising the committee that she is resigning. Chair Duncan sent her a letter thanking her for her years of service to the committee.

**II. The agenda was approved.**

**III. The minutes of the January 9, 2012 meeting were approved.**

**IV. Reports**

**A. Jail Population Report**

Captain Alfonso Starling reported that jail population was 2,308; pay and go for January was 244.

**B. In-House Arrest Report**

Captain Alfonso Starling reported that in house arrest as of 2-4-2013 was 184; 96 pretrial, including 10 direct filed juveniles; 82 county sentenced; 4 probation; and 2 DJJ Juveniles. 4. Chair Duncan asked if the population went up or down. Captain Starling answered that it went up just a little from last month.

**C. Pretrial Services Report**

Jenise Link reported as of today a total of 640 defendants on SOR; 479 of these individuals were on SOR only, 161 were on SOR with a money bond. Of the 479 on SOR only, 16 remain in custody. Of the 161 with money bond, 25 remain in custody. Total SOR population out of custody was 599. These numbers are similar to this time last year.

**D. Juvenile Detention Center Report**

Barbara White reported juvenile secure detention population as of Monday was 42; juveniles on DJJ monitors were 21. 7. Chair Duncan asked about the new facility. Ms. White said that they are using the JAC, and Belvedere is closed.

**V. Old Business**

**A. In-custody individuals waiting for treatment**

Chair Duncan Doug mentioned that there was a special subcommittee that met and called on Alton Taylor to give a summary of the meeting. The group discussed the diffused communication between potentially PBSO, the referring entity, and the provider, and find ways to deal with some of the communication problems. As long as they have a transport order, Captain Fuhrman said that

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the individual will be transported within 3-5 days of that order. Mr. Taylor and Mr. Bob Bozzone of CARP presented a Criminal Justice Referral Form which was designed to deal with the communication issue, giving the provider the heads up on clients being transported.

Barbara White said that they discussed the process in the subcommittee meeting and that people from the PD's Office present walked away from the meeting feeling like there was no problem. She mentioned that Capt. Fuhrman has worked out a process and there does not seem to be an issue. She feels that doing the Criminal Justice Referral Form would be extremely cumbersome for them. However, one thing they would like to see changed, as suggested by Mr. Bozzone, is whether there are some people that can be assessed and placed at treatment at the same time, if beds are available.

Chair Duncan sent a letter to Judge Shepherd and Judge Martz advising them that, if the attorneys request it, the order provide that individuals be transported for assessment and be admitted immediately to in-patient treatment if recommended, if there are beds available. He said he also walked away from the meeting feeling that there are no people in jail awaiting an assessment based on what Capt. Fuhrman said.

Ms. White reiterated that the form would be cumbersome and would prefer to keep the way things are set up with Capt. Fuhrman. Mr. Taylor said if the committee feels there is no problem, they will just continue with the way things are but that he and Mr. Bozzone would keep their own data. They will track the data and come back with specific information. Mr. Duncan wanted to clarify that it is a communication issue because he said that as far as he knows, at the conclusion of court, the Sheriff's office checks the commitments every day. Ms. White said that they also fax the court event form over to the Sheriff. Mr. Taylor stated that all they really want is a communication of who's in jail at PBSO to keep them in the loop. Judge Colbath asked for clarification from Mr. Taylor and how often do they not have information about someone in jail that should be transported to treatment, and whether the problem is systemic or not. Mr. Taylor responded about two times a month or more, that is why they agreed at the last meeting to track their data. Judge Colbath reassured Mr. Taylor that he just wanted to make sure that the problem is not stemming from his area which he can do something about, and Chair Duncan concurred that everybody at the table just wanted to find resolution to this issue.

At this point, Chair Duncan introduced and welcomed Judge Martz, new judge out at Gun Club.

Chief Crane also asked about the process and whether Mr. Taylor has access to SHOWCASE, to which Mr. Taylor said he did not think so. Bea Lovelace from the Clerk's office said that what they have on the court even form usually is an order to follow, and that everyone has access to SHOWCASE through the web portal but that they do not have real time updates; and you cannot actually see the

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forms, but you can call the Clerk's office to know specific information stated on the order. There is a 1-3 day turnaround time, especially those orders done at Gun Club. They are getting ready to get the information in real-time within the next months. Judge Booras said that this is not a Gun Club / first appearance issue; he has not made a single referral since the elimination of SAAP. Judge Martz concurred and said that the issue seems easy to fix; just make sure the order says that if evaluation determines that if an inpatient drug treatment program and a bed is available, that the individual be admitted immediately.

Ms. White said they may see someone at first appearance that may need assessment. Their social services department gets the information and provides it to the assigned lawyer. There may be cases when the Judge does not order someone released until there is a hearing or sentencing. Most court event forms come from downtown. Judge Colbath said he will bring up this issue at their administrative meeting. He asked how often it happens when DAF makes assessment and takes a client the same day; Mr. Taylor answered 40% of the time. Damir Kukec asked why not have assessments done in the jail like drug court. Mr. Taylor said that there was a proposal from CJC about a year ago that covers and justifies why it makes sense to have an assessor at the jail; it was not supported at the time, but maybe warrants reconsideration since the issue has been talked about in meetings. Capt. Starling said he would check on the history. Chair Duncan said the issue was money. Rosalyn Baker added that assessment at the jail stopped with the closing of SAAP and Drug Farm. Ms. White said that the Sheriff is not the deterrent in this issue; the providers want to be paid to go to the jail to make the assessment and that the Sheriff is willing to have them come to the jail to do the assessment. Ms. Baker said that they do a referral form to the provider. Colleen Farnsworth addressed that CJR form and said that DCF tries to avoid faxing documents and rather sends everything electronically to streamline the information dissemination process, to which Mr. Taylor agreed.

Chair Duncan thanked everyone who attended the subcommittee meeting.

## **VI. New Business**

No new business.

## **VII. Updates**

No updates.

## **VIII. Additional member and guest comments**

Judge Colbath shared an article on decrease in reoffending prisoners that are released; that recidivism is down which DOC attributes to community initiatives with increased emphasis on rehabilitation that includes reentry programs.

Judge Martz said that he is still learning the ropes at Gun Club.

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Chief Crane brought up the civil citation process. Dana Robinson will make the same presentation that was made at the Chiefs of Police Association meeting at next LEPC meeting.

**IX. Adjournment**