

Problem-Solving Courts Committee

September 21, 2012
1:00 pm – 3:00 pm
Conference Call
Meeting Minutes

1. Call to Order
Judge Surbeck called the meeting to order at 1:05 pm. Members present in person included Judge Jent and Judge Harper. Members present via conference call included Judge Surbeck, Judge Miller and Judge Trockman. Others present included Tammy O'Neill, Jamie Bergacs, Angie Hensley, Mary Kay Hudson and Travis Robinson.
2. Approval of meeting minutes
Members approved the minutes from the meeting held June 15, 2012.
3. Education subcommittee report
Angie Hensley reported that IJC hosted new coordinator orientation on August 9, 2012. Three persons attended the training.

Angie Hensley reported the IJC has scheduled the following problem-solving court staff trainings:

November 26-27, 2012	PSC staff orientation
February 5, 2012	coordinator orientation
March 19-20, 2013	PSC staff orientation
August 6, 2013	coordinator orientation
September 25-26, 2013	PSC staff orientation
November 5-6, 2013	PSC workshop – tentative

Ms. Hensley reported that 203 persons have registered for the 2012 PSC workshop scheduled for October 16-17. Ms. Hensley provided members an overview of the agenda.

4. Certification update
Jamie Bergacs reported that IJC staff certified six problem-solving courts since the June meeting and have eight problem-solving courts scheduled for review through the end of 2012.
5. Proposed problem-solving court legislation update
Mary Kay Hudson reported that the Board of Directors approved the proposed legislation approved by the committee at the June meeting. Ms. Hudson reported that the Board also approved an amendment to IC 33-23-16-23 to remove the provision requiring problem-solving courts to submit fees collected to the clerk within 14 days. The proposed language requires the

court to transfer fees to the county auditor for deposit in the appropriate user fee fund within thirty days. Ms. Hudson reported that Rep. Koch has agreed to author the proposed legislation.

6. Performance measure project update

Mary Kay Hudson reported that IJC sent the measures adopted by the committee to the courts for comment. As a result of a comment from the field, IJC amended the chemical test section to include reporting of saliva testing (oral swabs). Ms. Hudson reported that programs will begin collecting this data in 2013. IJC staff will host a breakout session at the upcoming workshop to review the performance measures and answer questions about the collection process.

7. Other business

The committee approved meeting dates for 2013. All meetings will be held from 1:00 – 3:00 pm at IJC.

March 15, 2013

June 14, 2013

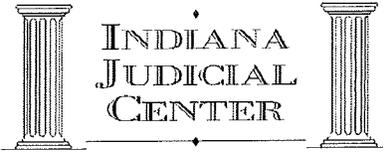
September 13, 2013 – Scheduled as a **conference call**

December 13, 2013

8. Adjourn

Judge Surbeck adjourned the meeting at approximately 1:50 pm.

Next meeting date 12/14/2012 1:00 pm – 3:00 pm - Scheduled as a **conference call**



Problem-Solving Courts Committee

June 15, 2012
Meeting Minutes

I. Call to Order, Introductions and Review of Minutes

Judge Surbeck called the meeting to order at 1:00 pm. Members in attendance were Judge Surbeck, Chair, Judge Collins, Judge Happe, Judge Monroe, Larry Paul for Judge Trockman, Judge Todd, Don Travis and Judge Vasquez. Others present were Jamie Bergacs, Kim Gajewski, Angie Hensley, Mary Kay Hudson, Diane Mains and Travis Robinson.

The Committee reviewed and unanimously approved the minutes from the December 16, 2011 meeting.

II. Education Subcommittee Report

Don Travis reported the survey results of the trainings conducted so far this year and noted the upcoming trainings for the remainder of the year. He also provided an overview of the draft agenda for the 2012 Problem-Solving Court Workshop.

III. Certification Update

Jamie Bergacs reported that there have been 14 problem-solving court certifications since the Committee last met. In the next quarter there will be an additional 9 court certifications conducted.

IV. Problem-Solving Court Legislation

Diane Mains provided a recap of the 2012 problem-solving court legislation (HEA 1049) effective July 1, 2012. HEA 1049 expands eligibility, authorizes the court as well as the clerk to collect the problem-solving court user fee and makes other minor changes.

The Committee reviewed the 2013 legislative proposal and approved presenting this proposal to the Board of Directors at its next meeting. The proposal expands eligibility and amends IC 33-23-16-20 to authorize problem-solving courts to provide rehabilitative services to participants without DMHA certification as currently required.

Diane Mains briefly summarized the provision of HEA 1200 authorizing a court to require probationers to participate in treatment programs, educational classes or rehabilitative services at the probationer's expense. Mary Kay Hudson discussed the provision of this act that requires the Board of Directors to establish a schedule of progressive probation incentives and sanctions and qualifications for probation officers to administer these sanctions. The Committee discussed the impact of this law on the problem-solving court sanctioning process. The Committee expressed a desire to exempt problem-solving courts from the administrative sanctioning process and indicated an interest in participating in any work group formed to develop the progressive incentives/sanctions schedule. Mary Kay Hudson also reported that IJC has applied for a federal grant to assist the Board with

developing the incentives/sanctions schedule. Grant awards are expected to be announced by October 1, 2012.

V. Performance Measures for Problem-Solving Courts

Mary Kay Hudson summarized the work of the Performance Measures Task Force which began meeting in December 2011. Draft measures for adult courts and juvenile and family dependency courts were presented to the Committee.

The Committee reviewed the draft performance measures and made some modifications. The draft measures, with the Committee's modifications, were approved for collection beginning January 1, 2013, and to be reported to IJC with each court's annual report due by March 31, 2014. IJC staff will develop a reporting form for use by the courts.

VI. Probation Workload Measures Project

Mary Kay reported that IJC has contracted with Penn State University to develop probation officer workload time study. Twenty-six probation departments have volunteered to participate in the study, which will include a study of duties associated with problem-solving courts and court alcohol and drug programs. The results of the study are expected to be released by the end of the year.

VII. Limited English Proficiency (LEP) Project

Mary Kay Hudson reported that IJC and STAD staff met with representatives of the FY 2010 BJA drug court discretionary sub-grantees (Delaware, Marion, Monroe, Spencer, Vanderburgh and Vigo drug courts) to discuss language access requirements under Executive Order 13166. An overview of LEP obligations, current court practices and conducting a court self-assessment were discussed. IJC and STAD will continue to provide assistance to the sub-grantees as they conduct their LEP self-assessment.

VIII. National Projects Update

Mary Kay Hudson reported that work continues on the updates to the NADCP adult drug court standards. A public comment period on this project is expected to occur later this year. The NADCP reentry court components (similar to the 10 Key Components) are under development and a draft is expected to be completed by the end of the year. The family drug court guidelines under development by Children and Family Futures. A draft of these guidelines is expected to be out by the end of the year.

IX. Future Meeting Dates

September 21, 2012 at 1:00 pm

December 14, 2012 at 1:00 pm

X. Judge Surbeck adjourned the meeting at 2:55 pm.