

**Probation Committee  
Judicial Conference of Indiana**

**Minutes  
March 12, 2021**

The Probation Committee of the Judicial Conference of Indiana met by video conference on March 12, 2021. Judge James Muehlhausen chaired the meeting.

1. **Members present.** The following members were present: Dan Banina, Carolyn Foley, Elizabeth Hardtke, Jeff Marchal, Mark Smith, Jason Thompson, Jill Wesch, Linda Wolf, Randy Williams, and James Muehlhausen (chair).
2. **Staff present.** Jenny Bauer and Angie Hensley provided staff assistance.
4. **Approval of minutes.** Carolyn Foley moved to approve the October 2020 meeting minutes and Elizabeth Hardtke seconded. The motion carried unanimously.
5. **Probation Standards Update.** James Muehlhausen reported that the Judicial Conference Board of Directors reinstated Standards 2.5 and 2.6 at the December 2020 Board meeting. These standards had been suspended for the pilot phase of the new probation officer examination.
6. **Probation Statistics.** Jenny Bauer reported that the Deputy Director for the Legal Support and Statistics Division requested the Committee form a group to work with IOCS on updating probation statistics. The following volunteered for the group: James Muehlhausen, Carolyn Foley, and Elizabeth Hardtke.
7. **JRAC/Legislative Update.** Jenny Bauer reported that the Justice Reinvestment Advisory Council met by livestreamed video conference in November and December of 2020 and January and February of 2021. Ms. Bauer also reported that the 2021 session of the Indiana General Assembly continues to April. She reported on the following bills: HB 1068 on local/regional justice reinvestment advisory councils, SB 197 on criminal law issues, and HB 1006 on law enforcement.
8. **IOCS Updates.** Angie Hensley reported that POPAI has a training next week for new chief probation officers and supervisors. She and Jenny Bauer are scheduled to present. She also announced that the Justice Services Conference will be conducted virtually on April 28 and 29. The Education Division is also offering monthly virtual training sessions for community supervision officers and a hybrid in-person/virtual orientation for new probation officers. Ms. Hensley also reported that the STATIC/STABLE training was cancelled for lack of registrants. She further reported that the Probation Officers Advisory Board met in January. POAB subcommittees are working on the Justices Services Conference, probation statistics, and COVID response for supervision agencies. Jenny Bauer reported that the Supreme Court's Rules Committee is working on amendments to Administrative Rule 14 and welcomes feedback on remote hearings. IOCS recently hired new staff in the Justice Services Division—Brayton and Ian Doyle.

9. **Other business.** Jason Thompson asked if committee members list a specific preference for college degrees when hiring new probation officers. Most members stated that they do not require specific college degrees for hiring.

10. **2021 meeting dates.** The remaining 2021 meeting dates are as follows (10:30 a.m. ET by video):

- April 9 (if needed)
- May 14
- July 9
- October 8

Respectfully submitted,

Jenny Bauer  
Staff Attorney  
Indiana Office of Court Services

## Probation Committee Judicial Conference of Indiana

### Minutes

May 14, 2021

The Probation Committee of the Judicial Conference of Indiana met by video conference on May 14, 2021. Judge James Muehlhausen chaired the meeting.

1. **Members present.** The following members were present: Dan Banina, Carolyn Foley, Elizabeth Hardtke, Mark Smith, Randy Williams, Linda Wolf, and James Muehlhausen (chair).
2. **Staff present.** Angie Hensley-Langrel provided staff assistance.
3. **Approval of minutes.** Mark Smith moved to approve the March 2021 meeting minutes and Carolyn Foley seconded. The motion carried unanimously.
4. **Probation Statistics Update.** Elizabeth Hardtke reported she and the other members who volunteered attended a virtual demonstration on May 12<sup>th</sup> of the Supervised Release System (SRS) used by most probation departments and other community supervision entities. The demonstration covered how users can associate all cases that are related or concurrent, criminogenic risk level matched to supervision level, bond history, financial and restitution information. Previously users had to go through a couple screens to get all the relevant information. There is currently a wait list for departments to deploy SRS. The Committee would like POAB to make recommendations regarding the violations page and how to determine technical violations versus new offenses to know at what level to put them on probation.
5. **JRAC/Legislative Update.** Angie Hensley-Langrel reported that the Justice Reinvestment Advisory Council (JRAC) met by livestreamed video conference in March and April of 2021. Ms. Hensley-Langrel reported an EBDM subcommittee of JRAC was formed to assist the National Institute of Corrections (NIC) with a case study of Indiana's EBDM journey. IOCS received funding from the Governor's Office to help implement HEA 1068 regarding local JRACs. The EBDM subcommittee has received a proposal from the Center for Effective Public Policy (CEPP) to provide technical assistance on implementation. She also reported the Racial Equity Workgroup of JRAC has contacted Dr. Evan Lowder from George Mason University to help identify specific data points necessary to produce outcomes related to these issues. The Committee received summaries prior to the meeting on HEA 1006 and HEA 1115 and had no discussion related to those bills.

**6. Probation Officers Advisory Board.** Angie Hensley-Langrel asked the Committee if they would support the chair of POAB reporting on their activities to the Probation Committee. The Committee members unanimously agreed.

**7. Office of Court Services Update.** Ms. Hensley-Langrel reported Leslie Dunn was recently appointed as the Deputy Director for the Children and Families division of IOCS. She also reported IOCS is planning an in-person Justice Services Conference for 2022.

**8. Other business.** None

**9. 2021 meeting dates.** The remaining 2021 meeting dates are as follows (10:30 a.m. ET by video):

- July 9
- October 8

Respectfully submitted,

Angie Hensley-Langrel  
Deputy Director  
Indiana Office of Court Services

**Probation Committee  
Judicial Conference of Indiana**

**Minutes**

**July 9, 2021**

The Probation Committee of the Judicial Conference of Indiana met by video conference on July 9, 2021. Judge James Muehlhausen chaired the meeting.

1. **Members present.** The following members were present: Andrew Antrim, Carolyn Foley, Jeff Marchal, Sally McLaughlin, Celia Pauli, Doug Tate, Jill Wesch, Randy Williams, and James Muehlhausen (chair).
2. **Staff present.** Jenny Bauer and Nancy Wever provided staff assistance.
3. **Approval of minutes.** Randy Williams stated that he had technical difficulties with his video but was present at the May meeting. Carolyn Foley moved to approve the corrected May 2021 meeting minutes and Randy Williams seconded. The motion carried unanimously.
4. **Welcome to new members.** Judge Muehlhausen welcomed Andrew Antrim, Sally McLaughlin, and Celia Pauli as new members of the committee.
5. **Probation Officers Advisory Board Report.** Shannon Chambers, chair of the Probation Officers Advisory Board, reported the next Advisory Board meeting is scheduled for July 13<sup>th</sup>. The Advisory Board is currently revamping its committee structure and will assign review of probation statistics to one of the new committees. Ms. Chambers also reported that the probation officer exam is going well and the virtual annual justice services conference was well-attended. The Office of Court Services education division is also offering monthly topical training sessions.
6. **JRAC Report.** Jenny Bauer reported that the Justice Reinvestment Advisory Council is scheduled to meet August 6<sup>th</sup> for its first in-person meeting since December 2019. She also reported the Division of Mental Health and Addiction recently presented information on Indiana's upcoming 988 system for crisis intervention.
7. **Office of Court Services Update.** Nancy Wever reported the JDAI State Steering Committee meets on August 13. She also reported on new state projects for mobile response and stabilization services for youth (MRSS) and transforming juvenile probation. MRSS is crisis response designed to divert youth in crisis from the juvenile justice system. Transforming juvenile probation is an initiative sponsored by the

Council of State Governments and the Annie E. Casey Foundation that works with county-based stakeholder teams to “right-size” probation by determining which youth need probation supervision and which youth need community services. This will allow probation officers to focus supervision efforts and department resources on high-risk youth. Ms. Wever also report CSG completed its initial review of the juvenile justice system and submitted a report to the Indiana General Assembly.

**8. Recognition of former members.** Judge Muehlhausen thanked Dan Banina and Linda Wolf for their service to the committee. They completed six-years terms on the committee on June 30.

**9. Next meeting.** The next meeting is October 8 at 10:30 a.m. ET by video.

Respectfully submitted,

Jenny Bauer  
Indiana Office of Court Services

**Probation Committee  
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**Minutes**

**October 8, 2021**

The Probation Committee of the Judicial Conference of Indiana met by Zoom video conference on October 8, 2021. Judge James Muehlhausen chaired the meeting.

1. **Members present.** The following members were present: Andrew Antrim, Angela Davis, Carolyn Foley, Celia Pauli, Jason Thompson, and James Muehlhausen (chair).
2. **Guest.** Shannon Chambers attended the meeting on behalf of the Probation Officers Advisory Board.
3. **Staff present.** Jenny Bauer provided staff assistance.
4. **Approval of minutes.** Carolyn Foley moved to approve the July 2021 meeting minutes and Andrew Antrim seconded. The motion carried unanimously.
5. **Misconduct by probation officers.** Jenny Bauer reported on cases of probation officer misconduct. The first case occurred in Lake County—a probation officer sexually assaulted a woman under his supervision in a courthouse stairwell. The officer was fired by the probation department and criminally prosecuted. The victim sued the county and probation department in federal court. The Lake County Commissioners sued the State of Indiana seeking declaratory judgment that probation officers are state employees who should be represented by the Attorney General in lawsuits. The trial court and Indiana Court of Appeals denied the declaratory judgment. A petition to transfer is currently pending in the Indiana Supreme Court, with oral argument set for October 28. At the Supreme Court’s invitation, the Association of Indiana Counties and Probation Officers Professional Association of Indiana filed friend of court briefs in the case. Both organizations argue probation officers are state employees. The second case was reported recently by a chief probation officer. A probation officer resigned while under investigation and in lieu of probable termination for an alleged sexual assault of a woman in jail custody. The CPO is concerned about this probation officer working for another county and asked if it is possible to revoke his probation officer certification of eventually convicted of a criminal offense. The Committee discussed the issue and requested staff work with Heather Falks to draft an amendment to the current revocation policy. The Committee will review the draft amendment at the next meeting.

**6. Probation Officers Advisory Board Report.** Shannon Chambers, chair of the Probation Officers Advisory Board, reported the Advisory Board met on July 13. Judge Heather Mollo attended the meeting to request Advisory Board support for the addition of dual status information to the juvenile preliminary inquiry and predisposition report forms. The recommendation originated from the Dual Status Implementation Committee. The Advisory Board revamped its committee structure. The new committees are “Up & Coming” and “Training”. Ms. Chambers also reported the next Advisory Board meeting is November 2. The 2022 Justice Services annual meeting is scheduled for May 4-6. The Office of Court Services is also offering monthly topical training sessions.

**7. JRAC Report.** Jenny Bauer reported that the Justice Reinvestment Advisory Council is scheduled to meet August 6<sup>th</sup> for its first in-person meeting since December 2019. She also reported the Division of Mental Health and Addiction recently presented information on Indiana’s upcoming 988 system for crisis intervention.

**8. Office of Court Services Update.** Jenny Bauer reported Court Services is hiring new personnel in the Justice Services Division and the Office of Judicial Administration has a new Chief Diversity Officer and a new Office of Diversity, Equity, and Inclusion. The Justice Services Division presented a session on the Interstate Compact at the POPAI Annual Meeting in early September. The session was well-attended. Court Services contracted with the University of Cincinnati Corrections Institute for motivational interviewing training. Ms. Bauer also reported Court Services recently announced grant opportunities for family recovery courts, pretrial, and veterans treatment courts.

**9. Other business.** Jenny Bauer reported on the Indiana Court of Appeals opinion in *Beachey v. State*. The Court found the trial court abused its discretion by failing to utilize the Indiana pretrial risk assessment.

**10. 2022 meeting dates.** The Committee will meet on the following dates in 2022 (10:30 a.m. Eastern—Zoom video until further notice):

- January 14
- March 11 (if needed)
- April 8
- July 8
- October 14

Respectfully submitted,

Jenny Bauer  
Indiana Office of Court Services