



Governor Kim Reynolds
Lt. Governor Adam Gregg
San Wong, Director

Criminal and Juvenile Justice Planning Advisory Council (CJJPAC) Minutes of Regular Meeting

**State Capitol
Legislative Dining Room
1007 E. Grand Avenue
Des Moines, Iowa**

September 19, 2018

Present: Tom Walton, Chair; Kim Cheeks; DeAnn Decker; Thomas H. Miller; Andrea Muelhaupt; Cody Samec; Beth Skinner; Sherri Soich; Kurt Swaim; Tony Thompson; Doug Wolfe; Dale Woolery
Ex-Officio: Hon. Jeffrey Neary; Sen. Rich Taylor; Rep. Mary Lynn Wolfe

Staff: Steve Michael; Sarah Fineran; Julie Rinker; Lanette Watson

Others: Betty Andrews; Laura Book; Cathy Engel; Bill Freeland; Allison Ver Shuer; Russell Mansfield; Daniel Zeno

I. Call to Order, Welcome, and Introductions

Tom Walton, Chair, welcomed those in attendance at 10:02 a.m. Introductions were made.

II. Approval of Minutes – May 16, 2018

Doug Wolfe moved to approve the minutes from the May meeting, seconded by DeAnn Decker. The motion was unanimously approved.

III. Division Update DHR Admin Rule Changes

Steve Michael reported the following:

- Kile Beisner has resigned. Sarah Fineran is now the Research Coordinator which leaves a vacancy in her previous position.
- A number of reports will be due in the next few months.
- CJJP continues to evaluate family drug courts through an agreement with the Judicial Branch.
- Other projects include an evaluation on statewide recidivism reduction with the Department of Corrections; the development of a juvenile court matrix, and the identification of factors related to an increase of violent crime in rural Iowa.
- The Juvenile ReEntry project is on pace to implement a statewide plan for youth returning home from group care facilities. A reentry pamphlet from the federal Office

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- of Juvenile Justice & Delinquency Prevention (OJJDP) was shared.
- The required three-year plan has been submitted to OJJDP and an Executive Summary and other information have been posted on the CJJP website.
- CJJP is currently planning its budget for the 2020-21 fiscal year. A meeting will be held this fall with the governor's office.
- The Department of Human Rights (DHR) board is modifying its Administrative Rules to streamline some processes around structure and allocation. The DHR board meets tomorrow and will decide on changes. A public hearing will be held in the future with final approval at the November DHR board meeting.
- The Iowa-Nebraska NAACP will hold a Summit on Justice and Disparities in Des Moines on October 16.

IV. State Legislation Monitoring Report Review 2017 Report and 2018 Passed Legislation

Sarah Fineran asked members to review last year's report and a list of enrolled legislation from the 87th Session and identify what should be included in the Legislation Monitoring Report that is due December 1.

Discussion:

- **Synthetic Drugs**—Dale Woolery suggested finding a different, more accurate way to track the use of synthetic drugs. Currently, data from accidental poisoning emergency room visits and hospitalizations are used and were useful as an early warning indicator. Fineran noted difficulties in tracking this and also data validity. Hospitals transitioned to using new codes for inpatient and outpatient data.

Representative Wolfe asked that the number of prosecutions and arrests be tracked through imitation controlled substances as a C felony.

- **Invasion of Privacy**—Daniel Zeno, ACLU, requested that juveniles be tracked independently from adults. He noted that this legislation could disparately affect young people due to the number of images shared by youth through social media and then passed along by other individuals.

V. Proposal to Merge CJJPAC/ Public Safety Advisory Board (PSAB) and Sex Offender Research Council (SORC)

Michael reported on discussions during the May meeting to merge the following entities:

- Criminal & Juvenile Justice Planning Advisory Council
- Public Safety Advisory Board
- Sex Offender Research Council

The purpose would be to provide for more efficiency with regard to staff and written reports. The integrity of the variety of roles in the three councils would be maintained. During an ad hoc meeting, attendees reviewed draft legislation and recommended the merger.

The following highlights council discussion:

- The duties, mission, and focus would remain the same.
- Current legislation calls for a twenty-year plan for criminal justice. The drafted legislation calls for a three-year plan. Michael thought the latter made sense.
- There is overlap amongst the three councils with regard to representation by state agencies. Michael reported that while many of the agencies are the same, the individuals are different.
- DeAnn Decker noted concern that some expertise on subject matter could be lost through the merged council. Michael agreed. However, depending upon the agenda, experts in a particular area could be invited to attend based upon discussions required.
- Walton noted that the current code addresses correctional policy and sentencing. Michael responded that the prison population forecast could be changed to include correctional policy. He added that not all issues are covered each year.
- Representative Mary Wolfe aired concerns that organizations that have representatives as members of this council have lobbied against recommendations. She asked that a disclaimer be included that indicates recommendations do not guarantee unanimous support.
- Betty Andrews, NAACP, thought this could dilute the recommendations.
- Sheriff Thompson noted that the recommendations are data driven. While council members report back to member organizations, those organizations may vote to go a different direction.
- Michael suggested that CJJP staff present reports to appropriate legislative committees to further explain the data and recommendations. However, he noted that CJJP is a neutral, objective, non-partisan agency and views Councils such as these as the best way to improve the system. Staff will develop language to include in the report.
- Doug Wolfe requested that the draft legislation include an individual(s) with knowledge of Iowa's juvenile justice system, evidence-based practices in group care, and that the group address the impact of diversion services and dispositions for juveniles.

Walton suggested giving some thought to the matter and presenting at the next meeting.

Michael reported that in order for an Executive Branch agency to pre-file legislation, it must be approved by the governor's office by November 14th. The deadline to pre-file is November 30th. He asked if members would consider moving forward with the governor's approval and taking action through a vote from this Council at the November meeting.

Swaim moved to approve authorizing staff to submit draft legislation to the Governor's Office and provide a final review by this body at the November meeting. The motion was seconded by Tom Miller and was unanimously approved.

VI. Public Comment

There were no comments from the public.

VII. Issues for Next Meeting

At the next meeting, members will review proposed legislation and reports due in December.

VIII. Adjournment

Kurt Swaim moved to adjourn, seconded by Tom Miller. The meeting adjourned at 11:19 a.m.

Respectfully submitted,

Julie Rinker
Administrative Secretary
Div. of Criminal & Juvenile Justice Planning
Iowa Department of Human Rights