

THE BALTIMORE CITY CRIMINAL JUSTICE COORDINATING COUNCIL

MINUTES FROM THE APRIL 12, 2017 MEETING

Council Members In Attendance*: Chair Judge Charles Peters, Circuit Court; Mary Abrams, Clerk of the District Court; Gabriel W. Auteri for Dr. Leana Wen, Commissioner of Health, Baltimore City; Kimberly S. Barranco, CJCC Executive Director; Marilyn Bentley, Clerk of the Circuit Court for Baltimore City; Renard Brooks for Catherine E. Pugh, Mayor of Baltimore City; Jay Cleary for Sam Abed, Secretary, Department of Juvenile Services; Assistant Sheriff Samuel Cogen for John Anderson, Sheriff of Baltimore City; Kevin Davis, Baltimore City Police Commissioner; Elizabeth Embry for Brian Frosh, Attorney General of Maryland; Clinton Fuchs for Rod Rosenstein, U.S. Attorney; Don Hogan for Lawrence J. Hogan, Jr., Governor of the State of Maryland; Elizabeth Julian, Baltimore City Public Defender; Leon A. King, II for Michael R. Resnick, Commissioner, Division of Pretrial Detention and Services, Department of Public Safety and Correctional Services; Marilyn Mosby, State's Attorney for Baltimore City; Stephen T. Moyer, Secretary, Department of Public Safety and Correctional Services; Walter Nolley, Regional Administrator, Division of Parole and Probation, Department of Public Safety and Correctional Services; Judge W. Michel Pierson, Administrative Judge, Circuit Court; Tyrone Roper for Crista Taylor, President and CEO, Behavioral Health System Baltimore; Judge Barbara Baer Waxman, Administrative Judge, District Court; and Bernard C. "Jack" Young, City Council President.

Others in Attendance*: Margaret Boyd-Anderson, Criminal Justice Coordinating Council; Doug Colbert, University of Maryland Francis King Cary School of Law; Camille Blake Fall, Office of the State's Attorney for Baltimore City; Natalie Finegar, Office of the Public Defender; Antonio Glover, Office of the State's Attorney for Baltimore City; Kelly Hurtt, Community Services; Karen Koski-Miller, Department of Public Safety and Correctional Services; Tiffany Maclin, Governor's Office of Crime Control & Prevention; Eboni Pearson, Circuit Court; Paul Plymouth, Office of the President of the Baltimore City Council; Ellen Rappaport, Wexford Health; Melvin Russell, Baltimore Police Department; Melba Saunders, Office of the State's Attorney for Baltimore City; Shelley Spruill, Office of the State's Attorney for Baltimore City; Dorian Walker, Office of the State's Attorney for Baltimore City; Jacqueline Ware, Baltimore City Sheriff's Office; Robert Weisengoff, Department of Public Safety and Correctional Services Pretrial Services; and J. Michael Zeigler, Department of Public Safety and Correctional Services.

***We request that all in attendance sign the attendance sheet which is available at each meeting.**

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MEETING DIALOGUE

The meeting was called to order at 12:31 p.m. Judge Charles Peters greeted Council members and their representatives.

I. CHAIR'S REPORT – JUDGE CHARLES PETERS

Judge Peters requested a motion to approve the February 8, 2017 meeting minutes and they were unanimously adopted. Judge Peters advised that the next meeting will be held on May 10, 2017 and that Council members will provide their Legislative updates.

II. EXECUTIVE DIRECTOR'S REPORT – KIMBERLY SMALKIN BARRANCO

Kimberly Barranco stated that an updated contact list was included in the meeting packets and that it included contact information for Crista Taylor, the new President and CEO of Behavioral Health Systems Baltimore (BHSB). She further stated that BHSB's offices were moving to 100 S. Charles Street effective April 24, 2017 and that BHSB's telephone numbers and email addresses would remain the same. Ms. Barranco further conveyed that she also added contact information for Glenn Fueston's Executive Assistant, Sarah Myers at GOCCP. Ms. Barranco reported that at the request of Commissioner Michael Resnick, she coordinated a meeting on March 10, 2017 to address issues with the Sex Offender Registry. She further reported that the stakeholders in attendance agreed to a protocol ensuring that DPDS is alerted that an order of release of the defendant from custody includes information that registration is required. Ms. Barranco thanked all CJCC representatives who were in attendance for their assistance in addressing the issue. Ms. Barranco conveyed that after a great deal of discussion and numerous meetings, she was very happy to report that a BPD General Order detailing the protocol for the service of mental health Hospital Warrants had been agreed to by the stakeholders and approved by Commissioner Davis. Ms. Barranco thanked everyone involved throughout the process, especially Lt. Robert Quick who was instrumental in shepherding the process and seeing the final product to fruition. Ms. Barranco stated that she looked forward to sharing additional CJCC accomplishments at the next meeting and she thanked Council members and their representatives for their support.

Judge Peters thanked Ms. Barranco for the CJCC Executive Director's report.

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III. DIVISION OF PRETRIAL DETENTION AND SERVICES REPORT – STEPHEN T. MOYER, SECRETARY, DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES

Secretary Moyer referred to Leon A. King, II, Deputy Commissioner. Deputy Commissioner King advised Council members that a copy of the Division of Pretrial Detention and Services Statistics Report was included in their meeting packets. Deputy Commissioner King reported that the bookings processed for the month of March was 2,369, which was up 57 from the previous month's reporting. He further reported that the Booking releases to confinement in the detention center was 1,246 and releases on own recognizance was at 1,081, and that the numbers of releases had increased. Deputy Commissioner King informed that the new Youth Detention Center is projected to open on July 1, 2017 and that they have begun to recruit new staff. He stated that they are working on an MOU with the School System to provide educational services. Deputy Commissioner King advised that air conditioning will be installed in MTC from May through July which will necessitate modifications to the weekender reporting program. He further advised that he will keep the Court updated on this issue. Secretary Moyer conveyed how capital funds were approved for demolition of existing detention facilities. He further conveyed that the prison population has declined and he hopes to ultimately close the Maryland Correctional Institution- Hagerstown.

Judge Peters thanked Secretary Moyer and Deputy Commissioner King for their reports.

IV. BALTIMORE POLICE DEPARTMENT REPORT – POLICE COMMISSIONER KEVIN DAVIS

Commissioner Kevin Davis referred Council members to the Commissioner's report, which was included in their packets. He stated that January and February were both challenging months and he further stated that March was better. He noted that the homicide closure rate was at 52%. Commissioner Davis reported that since February 160 sworn officers were sent back to Patrol. He further reported that 16% of the Department workforce is civilians and he expects that more positions will be held by civilians in the future. Commissioner Davis stated that plainclothes officers will no longer conduct enforcement actions. He shared that there are currently three police academy classes underway and that 57 officers in the class will graduate May 2, 2017. He explained that all of them will walk a foot patrol for the first 90 days. Commissioner Davis informed that the Consent Decree was finalized and signed on April 7, 2017. He further informed that requests for applications for monitors are the next step in the process. He stated that the police academy in-service training now requires 80 hours, which will include training on mental health and interactions with

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youth. Judge Peters questioned if BPD training would conflict with an officer's appearance in court and Commissioner Davis replied that there would not be conflicts. He elaborated that the mandatory training will not be an accepted excuse for not appearing in court. Commissioner Davis conveyed that more BPD Officers are resigning than retiring. Elizabeth Julian asked how many officers live in Baltimore City and Commissioner Davis replied 20%. He further stated that the number one disqualifier is the state's marijuana hiring standard, which has been amended effective July 1, 2017. Secretary Moyer added that effective January 1, 2017, Correctional Officers must have not used drugs for three years prior to their application. He stated that this is not a lowering, but a modernizing of the standard. Commissioner Davis agreed and stated that there are college graduates with criminal justice degrees as well as war veterans who cannot be hired due to the present marijuana hiring standard.

Judge Peters thanked Commissioner Davis for his report.

V. DISTRICT COURT OF MARYLAND REPORT – JUDGE BARBARA BAER WAXMAN, ADMINISTRATIVE JUDGE & DISTRICT COURT CLERK'S OFFICE REPORT – MARY ABRAMS, ADMINISTRATIVE CLERK

Judge Waxman referred to Mary Abrams, Administrative Clerk for District I. Ms. Abrams referred members to the written report in their packets and stated that the Baltimore City District Court bench operates drug and mental health courts in addition to the veteran's treatment docket, which opened in October 2015. She further reported that in September 2016, Judge Pastore-Klein introduced the District Court Reentry Project (DCREP) and she shared that the court also has dockets devoted to the homeless and persons charged with prostitution. Ms. Abrams conveyed that there are currently thirteen organizations that participate in the DCREP program. She further conveyed that former Raven Ray Lewis served as the keynote speaker at DCREP's first graduation ceremony in March of 2017, and that there were now twelve graduates who were all fully employed. Ms. Abrams discussed the Failure to Appear Second Chance Project that was aimed at encouraging people with outstanding warrants who may have missed court dates for nonviolent misdemeanor offenses to apply to have the matter resolved. Ms. Abrams identified that along with the court, the project included partners of the Criminal Justice Coordinating Council and she further identified how the project was initiated by the University of Maryland Frances Carey King School of Law students and Professor Doug Colbert. Ms. Abrams shared that Administrative Judge Barbara Waxman and Chief Judge John Morrissey recently announced a District Court Self-Help Center that would open at the Civil District Court location in the summer of 2017. Ms. Abrams further shared that lawyers will

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be available to answer questions five days a week about landlord/tenant (failure to pay rent, rent escrow, etc.); small claims (claims of \$5,000 or less) and large claims (up to \$30,000); consumer matters (car repossessions); return of property; expungement and shielding of records; domestic violence/peace orders; family law (divorce, custody, child support, guardianship); and foreclosures. Ms. Abrams conveyed that the Self-Help Center lawyers will not represent anyone in court, but they will help citizens understand court documents, complete court forms, learn how to file court documents, and prepare for court. Ms. Abrams concluded by reporting on the Courting Art Program, which was developed in a partnership with the Baltimore Bar Foundation, Inc., the Bar Association of Baltimore City, Baltimore City Community College, Baltimore City Public Schools, and the District Court of Maryland Baltimore City, and that the program encourages and promotes talent development of young artists in Baltimore City. Ms. Abrams stated that the next annual art contest will be held on April 20, 2017. Council President Bernard “Jack” Young asked about the District Court reentry project and he questioned how the state could become engaged with setting up a program like the DCREP. Judge Waxman explained that this project includes employment training and not just offering work. She stated that Judge Pastore-Klein has had numerous meetings and expects to meet with Mayor Pugh next week. Judge Waxman stated that there are thirteen organizations that participate in the DCREP program and she referred Council members to the handout that was included in their packets. Don Hogan suggested that President Young speak with the Department of Labor, Licensing, and Regulation Secretary Kelly Schulz.

Judge Peters thanked Judge Waxman and Ms. Abrams for their combined report.

VI. STATE’S ATTORNEY’S OFFICE REPORT – MARILYN MOSBY, STATE’S ATTORNEY

Marilyn Mosby referred Council members to the Office of the State’s Attorney (SAO) for Baltimore City 2015/16 Midterm Report. Ms. Mosby shared the accomplishments of the SAO within the past two years and she reported on fulfilling three promises: driving down violent crime, engaging the community, and reforming the criminal justice system. Ms. Mosby reported that felony convictions in 2015 and 2016 had an average conviction rate of 93 percent. She advised that due to funding through the City Council, the SAO has re-implemented nine community liaisons, one for each police district. She further advised that the SAO is taking a holistic approach to fighting crime and that young people need to be reached before they commit a criminal act. Ms. Mosby informed that the SAO received a \$2.4 M grant from the Governor’s Office of Crime Control and Prevention (GOCCP) through the federal Victims of Crime Act Crime Victims Fund and she further informed that it is the largest award granted

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to the SAO for victim services. She shared that the grant allows funding for a Youth Coordinator position and she further shared that the SAO expanded the Junior State's Attorney program across the City of Baltimore from 30 to 45 participating middle school students who take part in a mock trial presentation at the University of Baltimore during the conclusion of the program. Ms. Mosby stated that students who are selected in the program will also be part of Youth Works and compensated for their time due to grant funding. Ms. Mosby reported on Aim to B'More: An Alternative to Incarceration for First-Time, Non-Violent Felony Drug Offenders. She shared that the initiative allows participants to complete community service, obtain employment, and have their records expunged. She further shared that eight graduates were recognized as completing the final stage of the program. Ms. Mosby conveyed that the SAO created its first Conviction Integrity Unit, which used DNA evidence to successfully exonerate Malcom Bryant after serving 17 years of a wrongful conviction and incarceration. She also discussed the Community Day in Court initiative, which is held quarterly in the Mitchell Courthouse on a Saturday, and she thanked the Circuit Court Administration as well as the Sheriff's Office for their partnership. Ms. Mosby concluded with reporting on the Victim/Witness Unit, and she noted that since 2015, \$31,000 had been raised to help victims and witnesses.

Judge Peters thanked Ms. Mosby for her report.

VII. DOMESTIC VIOLENCE COORDINATING COMMITTEE REPORT- JUDGE BARBARA BAER WAXMAN, ADMINISTRATIVE JUDGE

Judge Waxman referred members to the Domestic Violence Coordinating Committee (DVCC) written report in their packets and reported on the Sheriff's Office Domestic Violence Unit 2016 year end statistics. She stated that there were 3,131 BPD temporary protective orders received and 1,789 served. Judge Waxman further stated that there were 390 arrests made and 67 guns recovered. Judge Waxman thanked Assistant Sheriff Samuel Cogen for establishing protocols to interview protective order petitioners at Eastside District Court as well as the agencies in attendance that offer assistance to the Court on a daily basis. Judge Waxman reported that the DVCC is doing numerous things to help individuals receive victim services. She further reported that there were challenges with body worn camera footage; however, the Office of the State's Attorney and Office of the Public Defender were collectively working to resolve issues. Judge Waxman conveyed that Chase Brexton and the Baltimore Child Abuse Center have become new members of the DVCC and she further conveyed that the Committee is also working on Elder Abuse issues.

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Judge Peters thanked Judge Waxman for her report.

VIII. DISCUSSION ON REENTRY AND AVAILABLE SERVICES

a. Maryland Department of Public Safety DPDS

Karen Koski-Miller reported on the Maryland Department of Public Safety DPDS Reentry Overview and she advised that a handout was included in members' packets. She advised that reentry planning was done for those individuals with serious medical or mental health issues. Ellen Rappaport, Director of Reentry for Wexford Health reported that their contract started in July 2012 and that they focus on patients with chronic disease. She further reported that they have seven discharge planners throughout the state.

b. Mayor's Office

Renard Brooks, Reentry Program Coordinator, Mayor's Office of Criminal Justice referred members to the Mayor's Office Reentry Programs Strategies handout. He reported on Reentry Partnerships to Connect Returning Citizens with "Linkage to Care" Discharge Planning Treatment, Reentry Housing Choice Voucher Program with the Housing Authority of Baltimore City, and the Northwest One-Stop Career Center (REC Reentry Center). Mr. Brooks shared that the goal is to connect returning citizens with treatment services in the community to reduce recidivism and he further shared that the target population for chronic care includes mental illness, serious mental illness, substance use disorder, and chronic somatic health conditions. He advised that many individuals are released into homelessness and he further advised that there are 250 housing voucher referrals for returning citizens to maintain care plans, obtain stable housing, and participate in a minimum of one year of case management. Mr. Brooks identified that the goal of the Northwest One-Stop Career Center (REC Reentry Center) is to connect returning citizens to the REC programming to explore employment opportunities and other reentry related programs and services. He outlined the REC's action plan, which is to collaborate with various stakeholders to provide programming to returning citizens to connect with 21st century job search skills, interview skills, resume writing, and jobs skills training. Mr. Brooks referred members to page five of the handout, which listed the REC's FY 17 placements. He reported that from July 1, 2016 through March 31, 2017 there were 372 ex-offenders and 430 non-offenders placed. Mr. Brooks shared information from the Greater Baltimore Committee's report: Opening Doors to a Second Chance which was formed to provide recommendations and best practices for removing barriers and cultivating job opportunities for returning citizens and job seekers with a criminal background.

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Mr. Brooks further shared that he was a member of the GBC Coalition which produced the report. Ms. Barranco advised that she would provide the link to the Greater Baltimore Committee's report following the meeting.

c. Governor's Office of Crime Control and Prevention (GOCCP)

Don Hogan, Director of Legislation, Governor's Office of Crime Control and Prevention referred members to the Governor's Coordinating Offices handout. He noted that their goal is to ensure that individuals returning to the community receive the necessary tools and resources to successfully reintegrate into the community. He shared how their efforts will be made in coordination with and under the direction of the Justice Reinvestment Oversight Board that is staffed by and operated out of their office. Mr. Hogan discussed the need for a Baltimore City representative to serve as the conduit to the JRI Board.

d. Baltimore City Health Department

Gabe Auteri, Deputy Chief of Staff, Baltimore City Health Department (BCHD), reported that BCHD was working with Wexford on HIV testing and sexual health training for men in custody and that they were expanding access to Naloxone, a drug used to treat narcotic overdoses in emergency situations. He further reported that they were developing a reproductive health curriculum for women in custody.

e. U.S. Attorney's Office

Clint Fuchs, Chief, Violent Crime Section referred members to the U.S. Attorney's Office Reentry Reports handout. He shared the Reentry Resources Guide website: <https://www.justice.gov/usao-md>. He reported that there were two upcoming events: the Baltimore City Reentry Service Providers Networking Event scheduled for Monday, April 24, 2017 from 10:00 a.m. to 1:00 p.m. at the War Memorial; and a Prospective Employers Breakfast, with the date to be determined. Ms. Barranco advised members that information about the Baltimore City reentry providers listed on the U.S. Attorney's website was available as a handout in their packets.

f. Behavioral Health System Baltimore

Tyrone Roper, Director, Special Populations, Behavioral Health System Baltimore advised that they actively support returning citizens in a number of ways, including assessment of individuals in need of community based behavioral health treatment. He stated they also work closely with DPSCS and the Division of Parole and Probation to improve the transition of individuals back into the community. He reported that Baltimore City has a crisis referral line for anyone experiencing crisis. He informed that the Crisis Hotline number is (410) 433-5175. Judge

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Waxman asked if there was still a mobile response unit and Mr. Roper replied affirmatively. Judge Waxman requested Ms. Barranco to coordinate a workgroup with Judge Pierson and the stakeholders on this issue.

g. Office of the Public Defender

Elizabeth Julian, Baltimore City Public Defender reported that the Office of the Public Defender (OPD) uses social workers for mitigation and planning, utilizing their expertise in assessing needs and placement for returning citizens. She discussed their Back to the Neighborhood events which assist with expungements and provide legal advice. Ms. Julian further discussed the OPD's representation of clients in the Unger series of cases to assist clients in their return to the community after long periods of incarceration.

h. Office of the State's Attorney for Baltimore City

Marilyn Mosby, State's Attorney for Baltimore City referred Council members to the Aim To B'More: An Alternative to Incarceration for First-Time, Non-Violent Felony Drug Offenders handout. She reported on the Aim To B'More program overview and program update. Ms. Mosby stated that after 18 months, approximately 42 Aim To B'More participants had over 3,000 hours of completed community service. Ms. Mosby introduced Dorian Walker, Program Coordinator, Aim To B'More. Mr. Walker advised that this program is a partnership with the Community Services Division, the Division of Parole and Probation, the Circuit Court, and the Office of the Public Defender. He reported on some of the key components of the program, including meaningful efforts in giving back to the community via 100 hours of community service; obtaining a high school diploma or GED; and 50 hours of specialized training. Mr. Walker identified that defendants are granted probation before judgment and placed on three years of supervised probation. Ms. Mosby concluded that there is a thorough vetting process for the program and that there are 60 available slots and 42 current participants.

i. The District Court for Baltimore City

Judge Barbara Baer Waxman, Administrative Judge for District I, District Court of Maryland referred Council members to the District Court Re-entry Project (DCREP) handout. She reported that DCREP includes 13 programs (America Works, Strive training program by the Center for Urban Families, Work for Success program at Our Daily Bread, Christopher Place Employment Academy, Civic Works, Project Jumpstart, Vehicles for Change, Project I Can Buy Cups Coffee House, Next Course Training Academy, and Maryland New Directions Maritime and Logistics

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Training) and she further reported that individuals successfully gained employment at the completion of the program. Judge Waxman advised that over half of all Baltimore City District Court judges are participating, and the first graduation ceremony for 12 individuals was held on March 9, 2017. She further advised that another graduation recognition ceremony was forthcoming.

Judge Peters adjourned the meeting at 1:40 p.m. The next meeting will be held on Wednesday, May 10, 2017 at 12:30 p.m., Courthouse East, Room 510.

MEETING HANDOUTS

- 1) CJCC April 12, 2017 Meeting Agenda
- 2) Minutes from the February 8, 2017 meeting
- 3) Division of Pretrial Detention and Services Statistics Report
- 4) Baltimore Police Department Report
- 5) District Court for Baltimore City Annual Report: (District Court of Maryland & District Court Clerk's Office Combined Report)
- 6) Office of the State's Attorney for Baltimore City 2015/16 Midterm Report
- 7) Domestic Violence Coordinating Committee (DVCC) Report
- 8) Re-entry and Available Services
 - a. Maryland Department of Public Safety DPDS
 - b. Mayor's Office
 - c. Governor's Office of Crime Control & Prevention (GOCCP)
 - d. U.S. Attorney's Office
 - e. Office of the State's Attorney Office for Baltimore City (SAO)
 - f. District Court of Maryland

Respectfully submitted,

Kimberly Smalkin Barranco
CJCC Executive Director

KSB/mba