

**Minutes from the Adult Redeploy Illinois Oversight Board Meeting**  
**Monday, April 19, 2010**  
**3:00 to 5:00 p.m.**  
**JRTC 100 W. Randolph, 4th Floor Conference Room, Chicago**

Board members in attendance: Walter Boyd, Jack Cutrone, Mike Hood, Thomas Mahoney, Jorge Montes, Angelique Orr Gordon, Michael Pelletier, Michael Randle, Mike Bacula (for Jesse Reyes), Michelle Saddler, Mike Torchia, Rob Vickery  
Board members absent: Joe Antolin, Judge Abishi Cunningham, Gino DiVito, Judge James Radcliffe, Brian Towne

Non-Board members in attendance: Brianna Baker-Carvell, Lindsay Bostwick, Jordan Boulger, Christine Devitt Westley, Mary Ann Dyar, Margaret Egan, John Fallon, Cory Foster, Kelly Gilroy, Shelith Hansbro, Grace Hong Duffin, Steve Karr, Rick Krause, Mark Myrent, Sean O'Brien, Pam Rodriguez, Elaine Romas, Vicki Rogers, Al Sharp, Lisa Stevens, Sara Sullivan, Kathy Ward, Paula Wolff

Non-Board members via conference call: Karrie Rueter

**Roll call**

The meeting was called to order at 3:05 p.m. and the roll call was taken.

**Approval of the minutes of March 2, 2010 meeting**

Jack Cutrone moved to have the minutes from the March 2<sup>nd</sup> meeting approved. Jorge Montes seconded, and the motion passed.

**Approval of the ARIOB Open Meeting Act (OMA) and Freedom of Information Act (FOIA) officers**

To comply with the Open Meetings Act, Co-Chair Director Randle suggested the approval of Sean O'Brien of ICJIA as our OMA contact and Kathy Ward of IDHS for our FOIA officer.

Prior to making the motion, Director Cutrone noted that Sean O'Brien has been promoted to Deputy General Counsel, and he introduced the new ICJIA General Counsel, Lisa Stevens. Cutrone made the motion to approve the OMA and FOIA contacts, which was seconded by Montes and passed.

**Update on Planning Grant process**

Cory Foster gave an overview of the ARI planning grant process to-date. As of April 13<sup>th</sup>, ICJIA received seven positive responses representing 18 counties (please see the map to show the counties requesting planning grants). It was noted, however, that DuPage withdrew/delayed its application. He suggested that the Oversight Board hold action until approval is granted from county board. Oversight Board member Rob Vickery from DuPage reported that by the time they would have been able to secure county board approval, they would have had only 45 days to complete the planning process, and they did not feel that was enough time.

Saddler noted the June 30, 2010 time constraints with the FY10 GRF planning grant dollars. Many counties expressed concern with the short timeframe. There was a discussion about whether a jurisdiction can still request/get an implementation grant if they don't go for a planning grant; and it was agreed that there is no prohibition. However, at a minimum, a jurisdiction has to submit a local plan that is approved by the Oversight Board.

Without DuPage, there are a total of six planning grants – for five counties and the 2<sup>nd</sup> circuit, which covers 12 counties. The total amount of planning grants is \$213,135. Legal staff from IDHS and IDOC have been working hard to move the process along with an intergovernmental agreement to move the funds from IDOC to IDHS to get the grants out to the jurisdictions. The funds should be granted out by May 1<sup>st</sup>, thus giving jurisdictions 60 days to spend the funds and create their local plans for implementing ARI. Of the six planning grantees, five are juvenile Redeploy Illinois sites familiar with the program.

Foster reported that, based on data supplied by ICJIA, the six jurisdictions account for 1,156 Adult Redeploy Illinois-eligible admissions to IDOC each year. With a 25% reduction, this could mean 290 non-violent offenders diverted from our prison system. Paula Wolff noted that in juvenile program, some jurisdictions have exceeded the 25% diversion goal.

There was a discussion of outreach to additional counties. Director Randle is interested in working with Cook County, for example, to identify a subset of its large ARI-eligible population. The goal is to define ways to get the best "win win" situation for each county. The group discussed types of research and information that would be helpful with outreach.

In response to a request by Secretary Saddler about the savings potential with the six planning grant sites, Foster reported that, if we diverted those 290 people, there could be a \$7.2 million cost avoidance, using the annual per capita cost of incarceration of approximately \$24,000, which includes fixed costs such as facilities and guards, etc. A more conservative measure would be using the marginal cost per inmate of \$5,000 per capita, which translates into \$1.5 million in annual savings through diversion. Jorge Montes attempted to compare per capita savings with per capita investment in the program, but we will not know that until the implementation grants are distributed and the number served are calculated.

Sean O'Brien recommended that a motion be made to approve the six planning grants. The motion was made by Cutrone, seconded by Hood and Montes, and the planning grants were approved.

### **Update on Staffing**

Cory Foster noted that the Oversight Board had approved a staffing structure with 2.5 FTE at a previous meeting, including a full-time program person, a full-time technical assistance coordinator and a part-time data person through ICJIA. Initially Judge John Payne was going to be hired as the technical assistance coordinator because of his experience in the juvenile Redeploy Illinois program; however, he is not available. Additional outreach was made and two part-time, geographically diverse technical assistance coordinators were identified, both retired judges: Judge Thomas Sumner of Cook County, and Judge James Radcliffe of St. Clair County who is also a member of the Oversight Board. The timeline for bringing them on board is May 1<sup>st</sup> or June 1<sup>st</sup>, depending on the timeline with the ARRA funding. He also announced that the full-time Program Administrator position will be filled by Mary Ann Dyar, and Lisa Braude will be working on data for the program at ICJIA.

### **Discussion of Adult Redeploy Illinois Oversight Board regular meeting schedule**

It has been proposed that the Oversight Board meet roughly every six weeks to keep things rolling forward. The 2010 dates were circulated and discussed. The location for the meetings is to be determined. It was suggested moving meetings to the 9<sup>th</sup> floor where there are bigger conference rooms. Sean O'Brien noted that at 24-hour notice must be given about the location. Director Randle made the motion to approve dates between now and December with the location TBD. Torchia seconded the motion, and it was approved.

### **Discussion of short term and long term priorities for the Oversight Board**

Mary Ann Dyar led a facilitated discussion with the Oversight Board members to review the statutory duties from the Crime Reduction Act, the progress made thus far, and priorities going forward.

- A. Develop process to solicit applications and identify jurisdictions of participate in ARI
  - This has been substantially completed, with ongoing outreach needed to jurisdictions
- B. Define categories of membership of local entities in creation and oversight of local ARI programs
  - This has been addressed through discussions about autonomy for jurisdictions to define their eligible populations and appropriate services to provide, based on their knowledge of their own communities' needs.
  - There was a discussion about identifying the key stakeholders/opinion leaders in each jurisdiction to work with, on the government side and in the service provider community. Dyar suggested preparing an FAQ with this information per jurisdiction to guide outreach, implementation, monitoring and evaluation efforts.
- C. Develop formula for allotment of funds to local jurisdictions in exchange for reduction in IDOC commitments and penalty amount if goal not reached
  - At the latest meeting, we developed the 3 tiers of implementation grant amounts based on population at the last meeting.
  - We determined that the penalty will be limited to half of the marginal cost per inmate, or \$2,500 per offender.
  - There was a discussion of jurisdictions' fears of being levied any penalty at all. Karrie Rueter, on the phone, offered general information and specific examples of how penalties have been dealt with in the juvenile Redeploy Illinois program. Dyar suggested putting this information in a white paper to share during outreach, noting that the goal of the program is not to penalize, but rather just promote diversion.
- D. Develop standard format for local plan
  - We approved the standard plan format, based on a strategic plan format used in federal grant applications, and it has been posted on the ICJIA ARIOB website.
- E. Identify and secure resources for administration and evaluation of ARI
  - This has been achieved for the foreseeable future with the \$2 million in FY10 GRF dollars and the \$4 million in ARRA dollars.

F. Develop process of support monitoring and evaluation – IN PROGRESS

- There was a discussion about the importance of starting off strongly and achieving measurable success with the initial pilot sites so that we will be able to build the case for future GRF support.
- Mark Myrent talked about developing the process of monitoring and evaluation and identifying who would be responsible for tracking sites' success in meeting their goals. Wolff noted that in the juvenile Redeploy Illinois program, the process has been collaborative between the Board and the sites.
- There was also a discussion of the process of reconciling the numbers used by the sites about eligible populations (in applications and reporting) with those of IDOC and other agencies.
- It was suggested that a subcommittee of the Oversight Board focus on eligibility certification, monitoring, technology, etc.

G. Review local plans and proposed agreements and approve distribution of funds – IN PROGRESS

- It was suggested that another subcommittee be formed to focus on this.

H. Develop performance measurements system in which local jurisdictions will collect data report progress – IN PROGRESS

- There was a discussion of the requirement that ARI sites utilize evidence-based practices and how we would encourage and enforce EBPs. This is a significant issue to be further discussed and determined.

I. Report annually results of performance measurements to the Governor and General Assembly – IN PROGRESS

- Dyar noted that the staff will prepare a draft for review and comment by the Oversight Board in a latter meeting prior to its due date at the end of the year.

### **Discussion of ARRA funds**

Dyar noted that she and Lisa Braude are in the process of completing the proposal narrative and budget to draw down the ARRA funds. She requested input from the Oversight Board on the timeline for the use of funds; and it was decided that, given the start-up may be slow, we should utilize the entire grant period up to September 30, 2013 to allow time to gather the best results. It was also suggested that the ARRA funds be available for planning as well as implementation grants for those jurisdictions that may want more time.

Dyar also asked the Oversight Board to advise on outreach efforts with the planning grant and implementation grant funds. Cutrone reported that ICJIA received two complaint letters, from Stephenson and Kankakee Counties. He suggested possibly making specific outreach to these counties, and offering them additional time to submit their planning grant request/acceptance. Director Randle suggested offering an additional 10 days to these counties. Montes made the motion, seconded by Cutrone, and passed.

Rob Vickery also reported on the outreach that he did to probation office counterparts in Peoria, Lake, Cook, Will, and Kendall Counties. He noted that, at the county level, there is no real advantage to diverting people from IDOC because it is free to counties to send offenders to state prisons versus keeping them for local supervision. Cutrone reported that Cook County expressed two main concerns: the penalty provision and the possible negative impact on judicial independence.

In response to these various concerns:

- Vickery requested information about cost savings available at the local level looking at other states' experiences and the juvenile Redeploy Illinois experience
- Cutrone mentioned that ICJIA can provide research regarding the "risk responsivity principle," which is part of EBP and says that incarceration of low-risk offenders may actually decrease public safety.
- Director Randle suggested talking to judges about utilizing ARI funds for specialty courts. Cutrone mentioned particular outreach to Cook County Chief Judge Evans.
- Pam Rodriguez from TASC noted that immediate access to services in the community is a benefit. She also cautioned that some defendants choose to go to IDOC versus take a diversion option that means more time under supervision and the requirement of behavioral change.

The next steps will be to create subcommittees based on the outstanding requirements of the Oversight Board; and to perform additional outreach to jurisdictions for planning and implementation grants (including information it discussed above), starting with Cook, Stephenson and Kankakee Counties.

Director Randle moved to adjourn the meeting at 4:45 p.m. Montes made the motion, seconded by Cutrone, and it passed.  
**(Approved 5/26/10)**