

NEW MEXICO SENTENCING COMMISSION

August 20, 2018 MINUTES

Nusenda Credit Union
 4100 Pan American Highway
 Albuquerque, NM
 10:00 AM

Members Present	Members Absent	Others Attending	NMSC Staff Present
Marron Lee, Chair	Regina Chacon (for DPS)	Elizabeth Castro	Linda Freeman
Bob Cleavall, Vice Chair	Sheriff Manuel Gonzales (AOC)	George Davis	Amanda Armstrong
Cindy Aragon (State Bar)	Hon. Miles Hanisee		Douglas Carver
Bennet Baur (LOPD)	Hon. Cristina Jaramillo (DMCJA)		Conner Tuttle
Hon. Marci Beyer (DMCJA)	Monique Jacobson (CYFD)		
Jim Brewster (for NMCD)	Amy Orlando (Governor)		
Mark Donatelli (Speaker)	Arthur Pepin (AOC)		
April Land (UNM SOL)	Christopher Ruzowski (NMPED)		
Michael Lilley (Pro Tem)			
Angela "Spence" Pacheco (Speaker)			
Sharon Pino (for AGO)			
David Schmidt (Pro Tem)			
Martin Suazo (Pro Tem)			
Clint Wellborn (NMDAA) (by phone)			
Frank Zubia (Governor)			

I. Welcome: The meeting began at 10:08 a.m. Chair Marron Lee welcomed members, guests, and staff to the meeting.

II. Approval of Minutes: The minutes of the April 11, 2018 meeting were approved.

III. Staff Report:

NMSC Executive Director Linda Freeman discussed the National Association of Sentencing Commissions annual conference, which she attended with Research Scientist Conner Tuttle. The focus of this year's conference was juvenile treatment and opioids.

She gave an overview of the various meetings that Commission staff have attended. These include meetings of the Courts, Corrections, and Justice Committee (CCJ), the Criminal Justice Reform Subcommittee (CJRS), and the House Joint Memorial 16 Public Safety Task Force.

She further noted that the evaluation of the Santa Fe Law Enforcement Assisted Diversion program was almost complete. The results of the evaluation will be presented to CCJ in September.

Executive Director Freeman then discussed the FY 2020 appropriation request for the Commission. The Commission was instructed to ask for a flat budget of \$499,600. She noted also that there have been many requests on the time of the Commission's staff, including from CCJ, CJRS, the Public Safety Task Force, and the Legislative Finance Committee. The Commission discussed the recommendation in light of the increased demands on the staff and approved a budget expansion by unanimous vote, for a total request of \$650,000.

Executive Director Freeman then introduced the FY 2020 Strategic Plan. The Commission discussed the strategic plan, with members discussing the history of the Commission's work. The Commission approved the FY 2020 Strategic Plan by vote, with Commissioner Donatelli voting against.

Finally, Executive Director Freeman presented the FY 2019 Open Meetings Act resolution. The resolution was approved by unanimous vote.

IV. Overview of ADOBE Program:

Dr. George Davis and Elizabeth Castro, Senior Program Manager, gave a presentation on the ADOBE program. The program focuses on mid- to late-teens who have been detained two times in the prior 12 months. Dr. Davis discussed the Adverse Childhood Experiences (ACE) scores of the children involved in the program, noting that some children might have all ten of the indicators. The program's goal is to reduce the consequences of the child's adverse experiences, with a goal of preventing future harm and future delinquent behavior. A 1995 study of ACE scores found a strong connection between adverse early childhood experiences and later negative physical and mental health, criminal justice, and economic outcomes. He noted that the mechanism of how adverse experiences impact juveniles is not fully understood, but there is an effect on traits like impulse control and motivation. A high ACEs score suggests a 30 percent to 50 percent rate of transition into the juvenile justice system.

Ms. Castro discussed some of the specifics of the program. The children have to be Bernalillo County children, and generally come from the county's detention center. Services are extended to the support systems of the youth – their families and the like. The program treats opiate dependency, provides birth control, and, in what has proven a good entrée to the program, acne. Home navigators help the family with social service needs, lapsed Medicaid, TANF, and the similar programs. A principal goal is to get the children back into school; some children have been out of school for two or more years.

She detailed the growth of the program. Referrals have increased with funding support and growth in staff numbers. The program's Educational Liaison Services now have 32 children in their caseload, with 25 in some type of education. The ADOBE program's Navigator Services has assisted 24 children with social services, 101 enrolled in or connected with another community program (principally therapy referrals), and 14 who have been assisted with finding a job or improving job-building skills.

Ms. Castro concluded by describing the program's referral process. Navigators are in the detention center two days a week. If a child seems interested, a medical visit will be set up before the child is discharged. Once a child makes a second appointment with ADOBE, the child is considered part of the program.

Members of the committee asked questions about the sustainability of the program; funding levels; criteria for clients; what information about the children was being tracked, including foster care and adoption; and whether adverse childhood trauma is considered a disability for education.

V. Report from the Juvenile Committee:

Bob Cleavall, Chair of the Juvenile Committee, updated the Commission on the work of the Committee. At its July meeting, the Committee heard a presentation from the ADOBE program for children in the juvenile delinquency system. As the presentation was applicable to the work of the entire Commission, the Juvenile Committee thought it would be valuable for the full Commission to hear the presentation. The next Juvenile Committee meeting will be a visit to the Desert Hills youth treatment facility. The Committee's work plan includes an examination of the impact of the closure of juvenile detention centers, possible changes to the Children's Code, and a consideration of juvenile trafficking victims.

VI. Report from the Justice Information Sharing Council:

Executive Director Freeman stated that the May JISC meeting had to be cancelled due to conflicts in schedules. She also noted that one product of the various criminal justice reform efforts was that there was going to be a larger role for date integration in the state.

VII. Report from the Legislative Committee:

Martin Suazo, Chair of the Legislative Committee, updated the Commission on the work of the Committee. He noted that the Committee expected to be busy in the upcoming 60-day session,

and noted that the Committee had reinvented itself in its approach to its work a number of times over the years.

VIII. Report from the Sex Offender Management Board:

Deputy Director Carver, Acting Chair of the SOMB, updated the Commission on the work of the Board. When the Board met in July it adopted its 2018 work plan, and began a discussion of revisiting the treatment standards for sex offenders that the Board had approved some years prior.

IX. Public Comment: There was no public comment.

X. Next Meeting: The next meeting was set for December 12, 2018 at 10 a.m. at the Nusenda Credit Union.

XI. Adjourned: The meeting adjourned at 11:23 a.m.