

January 13, 2004

The regularly scheduled meeting of the Community Corrections Planning Council was called to order this 13th day of January, 2004, in the conference room of the County Office Building by Chairman Dave Stockwell. Roll was called by Dorinda Harvey, County Clerk/Secretary and those present were:

Dave Stockwell, Chairman
Dorinda Harvey, Secretary
F. DeWayne Beggs, Member
Waldo Blanton, Member
Tim Kuykendall, Member
Libba Smith, Member

Vice Chairman Melissa Houston was absent. Members William C. Hetherington and Leroy Krohmer were absent at roll call.

Others present were: Julia Curry, Jennifer Creecy, David Williams, Paul Garcia, Tracy Ramirez, Carmen Jackson, Debbie Cox, Wayne Barnes, Sonny Scott, Steve Nelson and Tom Belusko.

Chairman Stockwell asked if the Council was in compliance with the Open Meetings Act. Dorinda Harvey answered in the affirmative.

After the reading of the minutes of the regular meeting of December 9, 2003, and there being no additions or corrections, Waldo Blanton moved that the minutes be approved. Libba Smith seconded the motion.

The vote was: Dave Stockwell, yes; Dorinda Harvey, yes; F. DeWayne Beggs, yes; Waldo Blanton, yes; Tim Kuykendall, abstain, Libba Smith, yes.
Motion carried.

(William C. Hetherington entered the meeting at this time.)

Dorinda Harvey moved, seconded by Tim Kuykendall, to table discussion, consideration, and/or action to comply with the new HIPAA Regulations.

Julia Curry stated that there is training instructed by the Department of Mental Health on HIPAA that she is going to attend on March 3 and perhaps she will have some more information.

The vote was: Dave Stockwell, yes; Dorinda Harvey, yes; F. DeWayne Beggs, yes; Waldo Blanton, yes; William C. Hetherington, yes; Tim Kuykendall, yes; Libba Smith, yes.
Motion carried.

(Leroy Krohmer entered the meeting during the following discussion.)

Chairman Stockwell called for discussion, consideration, and/or action on how to procedurally handle the money administratively (\$6.00), and stated that Mike McDanel, from District Attorney's Office, does not think the Attorney General will issue an opinion to the District Attorney regarding this issue. Mr. McDanel feels that the Attorney General's response would be that you are lawyers you figure it out. In the last meeting Chairman

Stockwell and Judge Hetherington spoke openly that the more narrow statute would have control over the broader statute while 991C under Title 22 allows for \$30.00 the more controlling specific statute under the Community Sentencing Act allows for only \$24.00. Chairman Stockwell thinks that DOC need to be asked to make the request for an Attorney General's Opinion and asked Carmen Jackson if this had been done.

Ms. Jackson stated she had not as the Sheriff stated he would prefer that the District Attorney's Office do it.

Discussion took place as to who can ask for an Attorney General's Opinion.

Chairman Stockwell stated that what the Board is dealing with is part and partial of Items "#2" and "#3" under old business.

Waldo Blanton moved, seconded by William C. Hetherington, to table Items "#2", Discussion, Consideration, and/or Action on how to procedurally handle the money administratively (\$6.00) and "#3" Discussion, Consideration, and/or Action on the issuance of reimbursement by the Sheriff to DOC until the Council has determined legally how it is to be done, pending the Council's action to get the Department of Corrections to ask for an Attorney General's Opinion then act on them later.

Chairman Stockwell asked Ms. Jackson if that was good enough for her and she replied that she would have the minutes and she would draft a cover letter. Chairman Stockwell told Ms. Jackson to go ahead without the approved minutes.

The vote was: Dave Stockwell, yes; Dorinda Harvey, yes; F. DeWayne Beggs, yes; Waldo Blanton, yes; William C. Hetherington, yes; Leroy Krohmer, yes; Tim Kuykendall, yes; Libba Smith, yes.

Motion carried.

Chairman Stockwell called for discussion, consideration, and/or action to review previous months Dec. bills.

Ms. Jackson went over the handout and explained it and stated that the only one not there was Oklahoma Court Services and they had not received their compliance report. Ms. Jackson also stated that the totals that Ms. Smith had asked for were at the bottom of the page.

Chairman Stockwell asked how the Department was doing about paying the service providers?

Ms. Jackson stated very poorly and explained as she had in the last meeting about the new computer system and also explained about the use of a canteen fund and were the finance department was in paying the providers. Discussion took place.

Julia Curry explained her compliance report not being turned in.

Chairman Stockwell asked if that had anything to do with the billing problems and Ms. Jackson stated it did not, that the annual report was due to the legislature in the next two weeks and that is what they have been working on. Every year the report has to be turned in to the legislators before session and therefore the compliance sheets did not get out but this week was set aside to make sure the compliance sheets were sent out.

More discussion took place on bills not getting paid.

Leroy Krohmer moved, seconded by Libba Smith, to approve the review previous months Dec. bills.

The vote was: Dave Stockwell, yes; Dorinda Harvey, yes; F. DeWayne Beggs, yes; Waldo Blanton, yes; William C. Hetherington, yes; Leroy Krohmer, yes; Tim Kuykendall, yes; Libba Smith, yes.

Motion carried.

Chairman Stockwell moved, seconded by F. DeWayne Beggs, to approve the Amended Schedule of Regular Meetings for Calendar Year 2004. (Change of address of location.) The vote was: Dave Stockwell, yes; Dorinda Harvey, yes; F. DeWayne Beggs, yes; Waldo Blanton, yes; William C. Hetherington, yes; Leroy Krohmer, yes; Tim Kuykendall, yes; Libba Smith, yes.
Motion carried.

Leroy Krohmer moved, seconded by F. DeWayne Beggs, to table discussion, consideration, and/or action on approving the New Forms that Carmen Jackson and Jodie Velasco have prepared. (Dave Banton will be taking Jodie Velasco place while she is on active military leave.)

The vote was: Dave Stockwell, yes; Dorinda Harvey, yes; F. DeWayne Beggs, yes; Waldo Blanton, yes; William C. Hetherington, yes; Leroy Krohmer, yes; Tim Kuykendall, yes; Libba Smith, yes.
Motion carried.

Chairman Stockwell called for discussion, consideration, and/or action on how to follow through on a paper trail for absconders and stated that he and Judge Hetherington had talked and that he (Chairman Stockwell) had spoken to Judge Ring, but he had not spoken to anyone in the D.A.'s Office, but he thinks this can be handled, that if on the motion to modify and/or terminate, it says and/or terminate on it, that way the Special Judges would know and the people from the D.A.'s Office would know that this is a Community Sentenced Individual and it needs to get on Judge Hetherington's Docket rather quickly.

Judge Hetherington stated that would help and that he and Jennifer Creecy had spent a lot of time on this. Since the last meeting some investigation was done and one thing that was discovered was that numerous times and cases there are three different people calling his Secretary and setting hearings. Three different settings for the same case. Judge Hetherington stated it needs to be resolved and he thinks it can be done with a meeting of the D.A.'s Office, Crystal, Cheryl, Dave, and the Court Clerk. The interns don't know for some reason that they are community corrections and they just call up and set them like they are a normal motion to revoke or accelerate. More discussion took place.

Chairman Stockwell moved, seconded by Dorinda Harvey, to table discussion, consideration, and/or action on how to follow through on a paper trail for absconders.

The vote was: Dave Stockwell, yes; Dorinda Harvey, yes; F. DeWayne Beggs, yes; Waldo Blanton, yes; William C. Hetherington, yes; Leroy Krohmer, yes; Tim Kuykendall, yes; Libba Smith, yes.
Motion carried.

Chairman Stockwell called for Review Status on Bench Warrant Executions and Arrest of Absconders.

Julia Curry passed out the information on absconders and explained and a few offenders were discussed.

Chairman Stockwell called for presentation on Status Report from Oklahoma Court Services, Inc., and Wayne Barnes.

Julia Curry stated that there was only one case closing, it was successful, and it was one of Wayne Barnes'. Ms. Curry handed out information on the total numbers of offenders in

Community Sentencing and what they were in for. The violation reports are within the last 30 days. There are 65 people in the program right now with 6 new cases.

Libba Smith wanted to know why Oklahoma Court Services had so many more people than Mr. Barnes, she thought it was going to be more even.

Julia Curry stated that it was, and she doesn't know if it was before Mr. Barnes started, but when Corry Flowers was doing it he was also doing drug court and was so full he was just bogged down. Jennifer Creecy had more space and that is the only reason.

Discussion took place and Mr. Barnes gave his opinion and he would like more community sentencing people.

Chairman Stockwell asked that this be handled internally.

More discussion took place with Tom Belusko about the bills not getting paid.

Libba Smith wanted to know if when the Council got the audit, if there was a narrative report and she asked that the Council see the it. Ms. Smith does not ever remember seeing the report.

Chairman Stockwell and Waldo Blanton both stated the Council did receive it.

Carmen Jackson stated that she and the Sheriff had gotten together and one of the invoices that they had indicating it was an overpayment never got paid. So that \$800.00 is not outstanding so there is only one invoice and the amount has been cut in half.

There being no further business to come before the Council, Leroy Krohmer moved that the meeting adjourned. Waldo Blanton seconded the motion.

The vote was: Dave Stockwell, yes; Dorinda Harvey, yes; F. DeWayne Beggs, yes; Waldo Blanton, yes; William C. Hetherington, yes; Leroy Krohmer, yes; Tim Kuykendall, yes; Libba Smith, yes.

Motion carried.