

# final minutes

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## State Drug Treatment Court Advisory Committee (SDTCAC) Meeting

10:00 a.m. • Tuesday, October 20, 2020

Room 1300 • 1<sup>st</sup> Floor Binsfeld Office Building

201 Townsend Street • Lansing, MI

### Members Present:

Judge Amy Ronayne Krause, Chair (Ingham County, Michigan)  
Judge Raymond Voet, Vice Chair (Ionia County, Michigan)  
Judge Louise Alderson (Ingham County, Michigan)  
Heidi Cannon (Lenawee County, Michigan)  
Judge Susan L. Dobrich (Cass County, Michigan)  
Andrew Konwiak (Madison Heights, Michigan)  
Douglas Lloyd (Eaton County, Michigan)  
Sheriff Michael Main (Mt. Pleasant, Michigan)  
Christina Nicholas (Mason County, Michigan)  
Judge Julia B. Owdziej (Ann Arbor, Michigan)  
Mark Risk (Traverse City, Michigan)  
Judge Geno Salomone (Taylor, Michigan)  
Andrew Smith (Ingham County, Michigan)  
Ines Straube (Charlottesville, Virginia)  
Alma Valenzuela (Ottawa County, Michigan)

### Members Excused:

Judge Mark Latchana  
Stacy Salon

Due to COVID-19 concerns, all Committee members participated via web conference. Pursuant to Public Act 228 of 2020, each Committee member who participated in the meeting remotely made a public announcement indicating he or she was attending the meeting remotely and identified the physical location by stating the county, city, township, or village and state from which he or she was attending the meeting remotely as noted above.

Judge Voet and Judge Dobrich joined the meeting shortly after roll call was taken.

### I. Call to Order

Chair Ronayne Krause called the meeting to order at 10:00 a.m.

### II. Roll Call

The Chair asked the clerk to take the roll. A quorum was present and absent members were excused.

### III. Welcome to Ines Straube and Recognition of Former Committee Member Gary Secor

The Chair introduced and extended a warm welcome to Ms. Ines Straube who has been appointed to serve as the court administrator representative on the Committee. Mrs. Straube was called upon and shared a little bit about her background and experience. Afterwards, the Chair announced that a Certificate of Appreciation had been prepared in recognition of Mr. Gary Secor's service to the Committee. She noted it will be signed by Jen Dettloff on behalf of the Legislative Council and herself on behalf of the Committee and asked the clerk to present the certificate to Mr. Secor.

### IV. Recommendation of Appointment of Juvenile Drug Court Graduate Member

The Chair reported the subject of potential candidates to recommend for the juvenile drug court graduate position on the Committee had been discussed at previous meetings. Judge Owdziej and Judge Dobrich did not have any potential candidates to bring forward at this time. Judge Dobrich suggested the Committee may want to reach out to Judge Valerie Snyder who is a judge for the Charlevoix/Emmet County Probate Court. The Chair asked all members to continue thinking about a candidate for the juvenile drug court graduate position and asked that this item remain on the Committee's next meeting agenda.

### V. Approval of the Minutes of the June 23, 2020 SDTCAC Meeting

The Chair directed attention to the proposed minutes of the June 23, 2020 meeting and asked if there were any changes. There were none. **Mr. Lloyd moved, supported by Judge Alderson, to approve the minutes of the June 23, 2020 State Drug Treatment Court Advisory Committee meeting as presented. There was no further discussion and the Chair asked for a roll call vote. The motion prevailed and the minutes were approved.**

### Yeas—15

Chair Ronayne Krause  
Judge Voet  
Judge Alderson  
Ms. Cannon

Sheriff Main  
Ms. Nicholas  
Judge Owdziej  
Mr. Risk

**Judge Dobrich**  
**Mr. Konwiak**  
**Mr. Lloyd**

**Judge Salomone**  
**Mr. Smith**  
**Ms. Straube**  
**Ms. Valenzuela**

**Nays—0**

**VI. Subcommittee Updates**

The Chair called on each subcommittee chair for an update.

Affordable Health Care Act Impact Subcommittee:

Ms. Nicholas had no update to report except that Medicaid and Medicaid expansion have relaxed the rules with regard to telehealth.

Defense Attorney Participation Subcommittee:

Mr. Risk had no update to report. He inquired if the requirement to identify the location when a member is participating remotely applies to drug treatment courts. The Chair explained that this requirement is due to the fact that the Committee must comply with the Open Meetings Act and she did not think it applied to drug treatment courts. She added that the Chief Justice has appointed a committee that she co-chairs with a professor from The University of Michigan to work on court privacy issues. She welcomes any thoughts from Committee members regarding this issue.

Family Dependency Court Subcommittee:

Judge Dobrich reported that they have an active committee that is drafting proposed legislation for Family Dependency Treatment Courts that incorporates provisions including best practices that the NADCP has identified. They are close to having a final draft completed which will be submitted to the Legislature and she will present an update on the progress at the next meeting. She also commented that she is very pleased with the new director of Children Services.

Juvenile Issues Subcommittee:

Judge Owdziej had nothing new to report.

Legislative Subcommittee:

Ms. Cannon had one update to report regarding House Bill 5854 that deals with mandatory term of imprisonment for a repeat offense that is a felony unless the defendant agrees to participate in a specialty court program and successfully completes the program. She noted that a specialty court includes a mental health court, a veterans treatment court, a drug treatment court, a DWI sobriety court, and even a hybrid adult treatment court. Judge Hoffman noted the bill has passed the House and is in the Senate and acknowledged the work of Tom Boyd to champion the inclusion of mental health courts. Judge Hoffman also provided comments regarding House Bill 5408 and Senate Bill 826.

Program Standardization and Alternative Funding Subcommittee:

Judge Salomone presented an update and noted they have been looking at mentoring or substitute treatment courts judges. A discussion followed. The Chair suggested the Committee develop a plan to bring forward to the Michigan Legislature. The Chair asked the Committee Clerk to set up a conference call with herself, Judge Salomone, Mr. Smith, Mr. Risk, and Ms. Valenzuela to prepare a more formalized plan to bring forward to the full Committee.

Veterans' Treatment Court Subcommittee:

Judge Voet was present but had no update to report.

Vision Subcommittee:

Prosecutor Lloyd was present but had no specific update to report.

**VII. Expulsion from Drug Court Program After Another Felony Conviction**

The Chair noted that, at the last meeting, the timing of any action on this issue needed to be delayed and tabled the discussion to today's meeting. The Chair removed this agenda item from the table and called on Judge Hoffman and Mr. Risk for an update. Judge Hoffman and Mr. Risk had no update to report. The Chair placed the issue back on the table and directed this be added as a separate agenda item for the next committee meeting. There was no objection.

**VIII. Funding Update**

The Chair called on Mr. Smith for a funding update. Mr. Smith provided the following information:

**State Court Administrative Office – FY21 Problem-Solving Court Awards**

**Drug Court:** \$10,513,170

- **Michigan Drug Court Grant Program:** \$8,155,770 (Includes \$300,000 in one-time funding for expansion of PSCs)
- **Office of Highway Safety Planning:** \$857,422
- **Byrne JAG:** \$1,500,000

**Mental Health Court:** \$5,281,269 (Includes \$100,000 in one-time funding for the expansion of PSCs)

**Veterans Treatment Court:** \$1,036,400 (Includes \$100,000 in one-time funding for the expansion of PSCs)

**State Court Administrative Office – FY21 Swift and Sure Sanctions Program Awards**

**SSSPP:** \$3,083,754

He added that they were awarded a federal BJA grant of \$750,000 and are working with MDHHS for some State Opioid Response funding. He noted that reduced filing fees and income because of COVID-19 did reduce some of the drug court programs and their awards, but he thinks that the extra funding from the BJA grant and the SOR funding will help supplement funding to previous year levels. Judge Voet asked when certification visits will resume, and Mr. Smith responded that all 2020 certification visits will be pushed to 2021 and will be held virtually. Ms. Cannon added that her staff really enjoyed the technical assistance they received virtually from their federal grant over a 2-day period.

**IX. Committee Member Comment**

The Chair asked members for additional comments. Judge Voet shared that his domestic violence court that started as a pilot project last year had its first two graduates. Mr. Risk provided comments regarding the value of virtual meetings. Ms. Valenzuela added that she appreciated the feedback on virtual meetings as they held the MATCP conference virtually and are considering holding the next MATCP conference virtually as well. Judge Dobrich commented that she found the breakout sessions she attended virtually for a federal grant were well planned out and very well done. Judge Salomone also provided information on the ECHO program that is held through Zoom and Judge Dobrich noted the development of programs similar to the ECHO program would be a great idea especially for more rural areas like the Upper Peninsula and northern Michigan counties.

**X. Public Comment**

Dr. Jean Kapinga was present and provided comments regarding telehealth practices. Judge Harvey Hoffman provided an update on the Andy's Place housing project. There were no other public comments.

**XI. Discussion of Next Meeting Date**

The Chair opened a discussion of the proposed 2021 meeting dates of January 12, April 13, July 13, and October 12. A conflict with the April 13, 2021 date was raised so the Chair announced that the April 13 meeting date will be moved to April 20, 2021. No other meeting date conflicts were presented. Following the discussion, the Chair announced that the next SDTCAC meeting will be scheduled for Tuesday, January 12, at 10:00 a.m.

**XII. Adjournment**

There was no further business. The Chair adjourned the meeting at 11:08 a.m.

*(These minutes were approved at the January 12, 2021 SDTCAC meeting.)*