

Discussion: The group discussed that there is legislation being worked on currently. Based on this, the group opted not to bring this potential recommendation to the Task Force.

POTENTIAL RECOMMENDATION #19:

Provide relief to criminalized survivors preventing further victimization of individuals who have endured domestic and sexual violence at the hands of their abusers by creating meaningful opportunities for pre and post arrest diversion, resentencing and record sealing for individuals who committed crimes due to coercion by an abuser, and against or at the behest of an abuser.

1. *Allow prosecuting attorneys and judges to reduce prison sentences and redirect sentencing from incarceration to community-based programs, which has proven far more effective in rehabilitating survivors;*
2. *Permit currently incarcerated survivors to apply for resentencing and earlier release due to their prior victimization;*
3. *Create process for record sealing.*

Discussion:

- A member said they would like to see information from New York related to this.
- Molly asked if this potential recommendation would fit better with the Sentencing Effectiveness Working group (SEWG). Martina said it would fit with both working groups, so the facilitation team asked her to present it to SEWG.

POTENTIAL RECOMMENDATION #20:

Expand Community Parenting Alternative and Family Offender Sentencing Alternative (FOSA):

1. *Explore sponsor requirements to make them more inclusive to DV survivors and former foster care youth so that parents are not penalized for not having extended family and supportive co-parents to sponsor them;*
2. *Eliminate blanket restrictions for individuals with violent offenses, and undocumented individuals*

Discussion:

- A member noted that the undocumented restrictions have already been removed.
- E2SSB Bill 5291 made changes to “current or prior” for both the firearm deadly weapon enhancements, and expanded FOSA and the Community Parenting Program.
- Martina noted a difference in feasibility and values.
- It was noted that there are member concerns related to #2.

POTENTIAL RECOMMENDATION #21:

Create pathway for domestic violence survivors who do not have an attorney to apply for a domestic violence protection order (DVPO) from prison in preparation for their release.

Martina noted a desire for victims to have the ability to apply for a DVPO before the release of the incarcerated individual to the community. She also mentioned that her advocate group said courts wait until there is “current harm” before being able to apply.

The group agreed to forward this potential recommendation to the Task Force.

POTENTIAL RECOMMENDATION #22:

Increase communications and streamline processes regarding potential changes to no contact orders and prohibited contact. Specifically:

1. *Streamline the process to lift or modify no contact orders when it is victim-initiated;*

2. *Provide timely notice of modification and termination of no contact orders to victims so they have an opportunity to contest.*

Discussion:

- **C:** A member said that for him it is related to the mandatory arrest discussion.
- **C:** Another member requested more information.
- **C:** Some issues could be related to the notification system for DV.

NEXT STEPS & ACTION ITEMS

- **Sec. Sinclair, Chris Poulos, & Nick Allen:** will add specific suggestions to policy recommendation #21, particularly considering opportunities to scale up some of the programs, etc. in Executive Order 16-05 (Building Safe and Strong Communities Through Successful Reentry).
- **Sec. Sinclair and Martina Kartman** will talk about how to improve the mechanics of the notification process.
- **Martina & Clela** on potential recommendation #14: revise notification timeline so that victims and survivors have notice of when someone will be coming back to community without also extending an individual's time of incarceration.
- **Facilitation Team:** integrate "resources and capacity building support for culturally relevant, community based, anti-violence agencies for community members to engage in robust prevention and intervention including flexible financial assistance" into policy rec #15.
- **Martina:** add language re: how rec #15, 17, 22 meets policy goals of the Task Force.
- **All:** review possible changes (1-14) to Crime Victims' Compensation fund with constituencies, provide specific suggestions to Reentry WG at 8/24/20 meeting.
- Alternatives to mandatory arrest: workgroup does not recommend developing a recommendation, but **Jon Tunheim, Russell Brown, Chief Schrimpsheer, Martina Kartman** would like to work with **Rep. Goodman** and **Rep. Davis** to address this since those two Representatives indicated their intent to develop a bill.
- **Facilitation Team:** present rec #19, #20 to SEWG
- **All:** review rec #20 and come to 8.24 Reentry WG meeting with specific suggestions/modifications.