

OKLAHOMA BOARD OF CORRECTIONS MEETING MINUTES

Location: Lexington Assessment and Reception Center

15151 Highway 30 East

Lexington, Oklahoma

Date/Time: Friday, January 15, 2010 – 1:00 p.m.

1. OPENING AND ROLL CALL

Chairman Ware of the Oklahoma Board of Corrections called the January 15, 2010, meeting to order at 1:02 p.m. and welcomed those in attendance.

The clerk was asked to call roll. Members present at roll call reflected a quorum was present.

David Henneke

Ted Logan

Matthew McBee (Absent at time of roll call.)

Linda Neal

Robert Rainey

Earnest Ware

Absent: Jerry Smith

2. WELCOME/REMARKS

Warden Eric Franklin welcomed everyone to Lexington. With these difficult financial times and the responsibility to do more with less, they are still committed to the task. Lexington is a complex operation but the employees know what they need to do and they work with the population office and CTU to complete their mission. He is aware that the Board and Executive Staff are trying diligently to communicate DOC's position to the stakeholders.

Chairman Ware congratulated Warden Franklin and his staff for providing a nice meal and keeping up the facility in spite of the budget cuts. He expressed his appreciation for the job they are doing.

3. OLD BUSINESS

None

4. APPROVAL OF NOVEMBER 13, 2009, BOARD MEETING MINUTES

Chairman Ware sought a motion for approval of the November 13, 2009, Board meeting minutes. Mr. Henneke made the motion with a second by Mr. Logan. Results of roll call: Mr. Henneke, yes; Mr. Logan, yes; Mr. McBee, absent; Ms. Neal, yes; Mr. Rainey, yes; Mr. Smith, absent; and Mr. Ware, yes.

10. APPROVAL OF RESOLUTION

- **J'me Overstreet, Associate Director, Administration**

Item 10 was moved up on the agenda to accommodate a change in Ms. Overstreet's schedule.

Mr. Logan read the following resolution.

WHEREAS, the Oklahoma Board of Corrections received with deep regret the news of the well-deserved retirement of J'me Overstreet; and

WHEREAS, J'me Overstreet began with the Oklahoma Department of Corrections as a correctional officer, advancing steadily throughout her career and serving distinctly in many responsible and leadership positions to include probation and parole officer, administrative officer, superintendent of a community treatment center, administrator of Human Resources, special projects administrator, deputy director of Staff and Organization, associate director of Administrative Services and in the capacity of acting director in the absence of the Director on numerous occasions; and

WHEREAS, throughout the career of J'me Overstreet, she has been consistently recognized as an exceptional public servant for her compassion toward others, initiative, productivity, hard work, dependability, attention to detail, competence, professionalism, efficiency and commitment to excellence and to the department's mission; and

WHEREAS, J'me Overstreet was an effective member of Executive Staff and the Department's upper management team, contributing immeasurably to the development and the enhancement of departmental policies, procedures, programs, and the overall operations of the Department of Corrections; and

WHEREAS, J'me Overstreet concluded her highly respected service in the Oklahoma Department of Corrections, culminating nearly 31 years of devoted and exemplary service to the state of Oklahoma:

BE IT THEREFORE RESOLVED, that the Oklahoma Board of Corrections does hereby acknowledge the outstanding service of J'me Overstreet to the Oklahoma Department of Corrections and state of Oklahoma and extends to her sincere congratulations and best wishes for a satisfying retirement and success in all future endeavors.

ADOPTED this 15th day of January, 2010.

Mr. Henneke made the motion to approve the resolution with a second by Mr. Rainey. Results of roll call: Mr. Henneke, yes; Mr. Logan, yes; Mr. McBee, yes; Ms. Neal, yes; Mr. Rainey, yes; Mr. Smith, absent; and Mr. Ware, yes.

Mr. Overstreet publicly acknowledged the Board and thanked them for their support, long hours of volunteerism and the value they add to the organization. She was appreciative to have been employed for 31 years, and have had the support of friends, health insurance and a paycheck, which are so often taken for granted. Her dad used to tell her that the people who complained about their jobs were those who don't have one.

5. DIRECTOR'S COMMENTS

Director Jones provided the following update/comments:

- Director reviewed the budget update earlier with the executive committee of the BOC and felt it was appropriate at this time to discuss the budget as part of his update.

He summarized a PowerPoint presentation he gave at UM last week looking at reality as it relates to the horrific recession and response to the budget situation for its citizens and state agencies. DOC started this fiscal year with the 2010 allocation as a stand still budget at \$503 M. We continued last year to have some inmate net growth. We had to adjust \$15 M, much of which was due to unfunded mandates, to make a balanced budget. This was done by taking 5% cuts across the agency; conducting a buyout for employees who were retirement eligible, of which 119 took advantage of; eliminating sign on bonuses for nurses; eliminating continuing incentive bonus for correctional officers; discontinuing connect and collect which was a savings bond for employees that refer someone who eventually gets hired by the DOC; and eliminating all educational incentives for employees. We started looking at what might happen if there was a shortfall after we balanced the initial 2010 budget. Then came the 5% monthly shortfall, which equals \$1.9 M monthly. DOC responded to that by reducing emergency funds (roof repairs, generators, etc.); applying what carryover we had; cutting contracts, private prison per diem rates; and cutting halfway house contracts. We have eliminated 46% of all of our outsourcing of treatment to include sex offender treatment in the community. All those combined was less than \$1 M. We have now taken OCI profits, canteen funds, and looking at additional cuts in eliminating every contract we have outside of bed space or halfway house space. In December, 10% cuts were announced. We have responded to that for December and January by taking things we planned on cutting in May and June and moving those to December and January. The remainder of DOC emergency funds were used for this cut so hopefully the weather and physical plants will cooperate. If you total what we have cut to date and make the assumption that the 10% cuts go back to 5% in February, we would have cut \$41 M in the current fiscal year. That is the largest 12 month reduction that our agency has ever experienced. What makes us unique in Oklahoma and to his peers in correctional agencies across the U.S. is that OK is the only state taking this percentage of cuts in their correctional department while continuing to have net growth. DOC still needed about \$2 M to balance, making the assumption that the 5% cuts start back in February in lieu of the 10% cuts. To balance that, a furlough plan was filed and approved. It includes 12 furlough days for those making \$50,000 and above and 10 furlough days for those making below \$50,000. He attempted to answer the question, "How you can furlough correctional officers and security staff?" Roughly 44% of our employees are in uniform. If you didn't furlough 44% of your staff it would take in excess of 80 furlough days to make up for not furloughing that 44%, which is unmanageable. Roughly each furlough day is equal to \$650,000. Starting in March on average every employee will take a 13% bring home pay cut. The Director believes adding more furlough days between March and June would cause employees to not be able to make their house payments, car payments, utilities, etc.

To provide a scenario of what 2011 would look like he's is using a conservative figure of 7.5% cuts, which is an additional \$37M off the new lower base with all the 2010 cuts. We would have to do the maximum furlough days, which would only be 11 more as you can only furlough 23 days in a 12 month period, plus we would have to lay off 459 employees. That 459 already represents calculating in what we think our turnover rate is going to be and does not include net growth that we have to take care of statutorily that could increase that number. This also makes that assumption since we were the first agency to successfully complete a buyout that if we get some type of legislative incentive to do an additional buyout, we may not have very many employees available to take the buyout. We are supportive of the legislative negotiations occurring that would do upfront money for buyouts of state employees that are retirement eligible and would hope that DOC would get reimbursed for the buyout we already have done since we fronted the cash up front. It cost DOC about \$2.5 M upfront to save \$3.5 M now. To lay off 459 employees you look at core functions of the department. Our core function would be to make sure the community has no contact with offenders that would harm them and make sure probation and parole are supervising the most high risk offenders. You cannot eliminate 459 employees without cutting into security staff and probation and parole staff. If you eliminated all your program staff, including education and mental health staff and you would still have about 300

employees to go. That is the reality. It is nobody's particular fault for the way things are today; it's the economy. DOC is strapped by legislation to take offenders from the county per the 72 hours rule and we have no control over who leaves our agency; commutations are not being discussed, sentencing reform is not being discussed and so true savings in the DOC for the long term will come externally in sentencing reform and best practices and applying research to our profession much like research is applied to the medical profession. We will be taking close to \$80 M in cuts between this current fiscal year and next year. Director has spoken to his peer in California a few weeks ago who announced that Governor Schwarzenegger had authorized another 10,000 offenders to be put on the market to go into the private sector at \$72/day because of their overcrowding. If we take additional cuts, we'll have to pass that on to our contractors like we did previously. He hopes that our partnerships in the private sector would stay with us through these bad times. GEO took cuts to help us out and he commended Dave Miller for staying with us.

Director supports the discussions about cash upfront to buyout those employees that would like to take a retirement buyout and the discussions about some type of deferred compensation, for those who voluntarily work their furlough days. He wants to commend all DOC employees. He's been trying to get to the field as much as is possible. He met with Upper Management last week and everyone understands their responsibility. He has told members of the BOC that we will do everything possible not to compromise public safety and to keep our employees safe, but things are going to have to change. DOC does not need a band aid affect for criminal justice in Oklahoma. It needs long term visionaries to step to the plate and say lets start using research and best practices.

- Director noted DOC's previous Victim's Coordinator retired after many years and Ilinda Jackson was selected as the new victim's liaison. She had her first experience last night at the execution and did a wonderful job. The AG's office has even commented on what a good job she is doing.
- ODOC was one of 15 states that received a demonstration grant from the Bureau of Justice for the Second Chance Act, in the amount of \$750,000 in program money. A trip will be made to Washington to accept the grant and learn how to apply the grant.
- The first graduation took place at DCCC on November 5, 2009, for the Faith and Character Community Program. This is a successful program for us. It is keeping misconducts down on the yard and reducing violence.
- The Board will hear from Bobby Boone at the February meeting how successful our plan is that was enacted at OSP to cut down on violence. It's been successful in saving lives but it has cost DOC money. More single cell opportunities for inmates had to be created to achieve the 3rd part of our mission which is to protect the offender.
- The George Kaiser Family Foundation, Don and Donna Millican, and the Oklahoma Christian University are collaborating to offer the Complex Dialogues Summit, scheduled for January 26, 2010. The goal of the summit is to understand the multi-faceted issues and lay a foundation for positive change in policy and legislation to address the challenge of women's incarceration. The George Kaiser Family Foundation is a charitable organization dedicated to breaking the cycle of poverty through investments in early childhood education, community health, social services and civic enhancement.
- The ODOC is collaborating with the Oklahoma Commission on the Status of Women and the Oklahoma Women's Coalition in planning the Solutions Initiative Summit, scheduled for April 30, 2010, which will focus on identification of actionable strategies for reducing the incarceration

rate of women in Oklahoma. This is a follow up on why we created the Division of Female Offenders. When you see Dr. Pitman's annual report today, take note of two things: 50% of our females discharge every year, which means we are getting very short sentences which doesn't allow them any time for treatment programs. Secondly, look at the recidivism rate, which is indicative that we are incarcerating women that would not recidivate even if they didn't go to prison. There is a tremendous amount of savings there. We've estimated if we could get a small change in the GPS statute, 1,000 women could go home and be no risk to public safety.

6. BUDGET UPDATE

Chief of Departmental Services Greg Sawyer provided the following budget update.

The Board packets contain the expenditure trending analysis as of the end of December 2009. These numbers are on top of the budget cuts DOC is facing because of the budget shortfall. Overall DOC is trending a deficit of \$6.8 M for this fiscal year. The deficit is made up of \$5.3 M for contracts and \$2.5 M for medical. That is offset slightly by a \$1 M surplus in payroll.

7. ADOPTION OF AVERAGE DAILY RATE PER INMATE

In accordance with Title 57 § 561.1 ¶ E, the DOC shall present to the BOC at its January meeting comparative data on budgeted daily costs versus actual daily costs. In the packets under this section lists the actual cost for FY 2009 and budget costs for 2010. The statute requires BOC to review and adopt these costs of incarceration by security level.

Mr. Henneke asked if these were the same or similar to the numbers provided at the October BOC meeting. Mr. Sawyer was not sure of the number used in October but both were calculated using the same methodology.

Chairman Ware sought a motion for the adoption of the average daily rate per inmate. Mr. Henneke made the motion with a second by Mr. Rainey. Results of roll call: Mr. Henneke, yes; Mr. Logan, yes; Mr. McBee, yes; Ms. Neal, yes; Mr. Rainey, yes; Mr. Smith, absent; and Mr. Ware, yes.

Chairman Ware acknowledged Representative Billy who was in the audience and was offered the floor. She expressed her appreciation for the work of DOC under the budget crisis. Director offered appreciation to Representative Billy, noting that she and her husband have volunteered in previous years and DOC was appreciative of her knowledge and care for the agency.

8. POPULATION REPORT

Chief of Operational Services Ken Klingler provided the Population update as of January 4, 2010. Total System Inmate Population = 25,448; Total Incarcerated Population = 24,484; DOC Facility Population = 18,020; Private Prison Population = 4,691; Total System Population = 54,749; County Jails with Contracts = 525; County Jail Backup = 1,626; Halfway House Population = 1,248; Probation = 25,593; and Parole = 3,708. DOC's net growth currently stands at 709.

Mr. Henneke asked if we are at record levels. Mr. Klingler said we are at levels we have not stayed at before. Mr. Henneke asked what percentage our CO's were staffed at. Director said it is 73.7%. Right now DOC has roughly 1,800 employees less and almost 10,000 inmates more than we had a decade ago. Mr. Henneke asked of the 459 employees that would be laid off, how many CO's would be let go. Director said that had not yet been determined. It is unthinkable that one could attempt to do that. However, if he doesn't balance the budget, nobody gets paid. At some point you would have to close facilities with the highest per diem rate and work centers first and RIF those employees within a 25 mile radius. There have been discussions of closing our smallest minimum security which is NEOCC in

Vinita. Director is still opposed to triple celling at medium and higher because it would invite federal court intervention plus it would not be safe for employees.

Mr. McBee asked if we have beds to close down facilities at this time. Director reported that Mr. Hines had the foresight to start expanding assistance in the City of Mangum and Industrial Authority at Healdton, which are currently under construction. We can double our capacity roughly at those two facilities which would allow us to close down two other work centers. If we can get GPS changes and get more females out we could close KBCCC and maybe EWCC. Accolades go out to Patty Davis and her staff for savings DOC a tremendous amount of money by manipulating bed space and finding the cheaper beds on any given day.

Mr. Henneke voiced his concern about the mission being compromised if we get too low on correctional officer staff. Director agreed and said it will be a juggling act. Mr. Henneke is also concerned that we have a lack of interest from our government leadership in our plight. Letters have been sent to the Governor and legislators with very little to no response back. We need sentencing reform and the only way we can get that is through the assistance of the legislature. As a BOC member he is concerned about what could happen to him liability wise. How many lawsuits are going to be filed against him? Director said we are the only agency that cannot stop serving the public. We are mandated and have no option but to serve the public. We cannot turn offenders away or let them out. It takes gubernatorial and legislative action. Director believes the capitol leadership will recognize this. Director has been trying to be transparent and compassionate and the staff have been advised this was coming for some time. Our goal was to make it through the holidays without furloughs and give the legislators a chance in February to help us. Director said his goal now was to not add any more furlough days and even if the legislators found enough money to shave off two furlough days he would consider that an appreciative relief.

Chairman Ware felt the community would understand ratios better than percentages when we talk about the safety of our staff. What is the ratio now and what will it look like with these cuts? Director did not have the exact numbers. Director asked Warden Mullen what the ratio of the midnight shift was at JDCC, which 1-84.

Mr. McBee said the department has no control who we are supposed to take but we can determine when we take them and suggested only taking those invoking the 72 hour rule. Mr. Klingler asked them not to take that stance. This will cause him to loose what control he has to manage the huge numbers that continue to be incarcerated in the state. If you read that statute, there is one line that says, "or upon the negotiation of the sheriff or jail authority." Bottom line is they will deal with the sheriffs and try to keep everybody happy. Mr. McBee said he did not doubt the ability of Mr. Klingler and Patty Davis; he is just not sure if the general public understands we have a 700 offender net growth and yet we are being asked to cut our budget by 10%. Mr. McBee feels sure we'll have another large net growth next year unless the legislature fixes the problems that are causing the net offender growth. Mr. Klingler conveyed that we are aware of the predicament jails are in and sheriffs know the predicament DOC is in. He does not believe that one will turn on the other. He and his staff will give everything they have, but requested the BOC not tie their hands.

Mr. Rainey said after sitting on this board for a decade, he wished members of the legislature could have half the professionalism and statesmanship that the Sheriffs Association and our officers in the DOC have and the collaborative working efforts put together. He shares like the other members of the board the surprise, shock and dismay from our governor and legislative leadership. He predicts there will be legislative reform, but it will be at the end of a judicial order. He is embarrassed for this state. Every member of this board has spent countless hours talking to the legislature about reforms that are desperately needed in the state of Oklahoma. Despite the attitude and can do spirit of DOC employees, money does not solve this problem. Immediate legislative reforms will.

Mr. Logan does not want to see anyone get hurt and he is concerned that reducing more staff could lead to that. He hopes that something is done before someone gets hurt.

Mr. Henneke said we can't control how many come in or go out, but he would like to try to continue to stress to the Pardon and Parole Board and the Governor that when someone is approved, that we act as quickly as possible. The Pardon and Parole Board is strapped due to furloughs, which makes no sense because they may save a little money there, but it costs DOC many times that much to house them waiting on the Governor's approval.

9. DR. EDDIE WARRIOR CORRECTIONAL CENTER CHAPEL

Warden Mullin said that in April 2009, the department entered into a partnership with World Mission Builders, a nonprofit faith based organization that specializes in constructing chapels. World Mission Builders offered to build chapels at several of DOC's facilities. EWCC was selected to be the site of the first chapel project. In September 2009, the project began and in December the 4,000 sq ft chapel was completed. Last Wednesday the Fire Marshal approved it for occupancy. He thanked World Mission Builders and Dr. Joe Wilson for that valuable gift. He introduced Dr. Wilson who passed around brochures and pictures to the board. He also passed around a plaque for Warden Mullins. He expressed appreciation to Director, Board, Warden Mullin and other department officials. He's been involved in many projects but this one has been one of the most rewarding experiences he's had. A few years ago they built a chapel in federal prison in Mexico. When they came back the word got out and they started getting requests for chapels. He went to see Senator Patrick Anderson, who called David Henneke. A meeting was called at the state capitol and that's where he met Director Jones, who told him we needed 15 chapels. He met Bob Ruben and they put together an organization called Chapel Creation Coalition, which is an oversight committee for raising funds, recruiting volunteers, etc. What they did not anticipate was the positive response they received from the business community. They received in excess of \$130,000 of donated goods and services. A meeting was held a couple days ago with Robert Fraley, who has 60 years of professional fund raising experience, and will turn 90 in February. He is still sharp of mind and able of body and has signed on with excitement and enthusiasm to raise additional funds. They have a Capitol gifts program that Mr. Fraley is working on to raise money for churches and individuals. What he is asking the Board for is to open doors and introduce them to the right people so they can present the challenge. Dr. Wilson had heard over lunch about the Kaiser Foundation and would like to have some face time with them to see if they will match what they have raised. The next project will be at DCCC. So far the roof, frame, labor, plumbing, etc., has been donated. They are currently trying to build a network of contacts to identify goods and services and donors. He has met with the chief of the Choctaw Nation, who has indicated they have vendors that will be willing to help.

Chairman Ware voiced his appreciation to him and his obedience to God to build this chapel. This is a good organization to have especially in dire times. Mr. Henneke commended Dr. Wilson and his volunteers on a wonderful job.

11. APPROVAL/CONFIRMATION OF APPOINTMENT

- **Marvin Vaughn, William Key Correctional Center**

Associate Director Ed Evans requested the approval of Marvin Vaughn as warden of WKCC. Mr. Vaughn began his career with the Oklahoma Department of Corrections in February 1987 as a correctional trade's supervisor at the Jim E. Hamilton Correctional Center and promoted to safety consultant III in 1998. In January 2007 Mr. Vaughn was promoted to deputy warden at the Oklahoma State Reformatory, and in May 2009 became interim warden at William S. Key Correctional Center.

Chairman Ware sought a motion for approval of the appointment. Mr. Henneke made the motion with a second by Mr. Rainey. Results of roll call: Mr. Henneke, yes; Mr. Logan, yes; Mr. McBee, yes; Ms. Neal, yes; Mr. Rainey, yes; Mr. Smith, absent; and Mr. Ware, yes.

Mr. Vaughn conveyed his appreciation for the opportunity and the confidence everyone has placed in him. There are many fine, dedicated staff at WKCC. He is honored to be working at WKCC and pledged to do his very best to uphold the mission.

12. APPROVAL OF BOARD POLICIES

- **P-080100, Mission and Management of Correctional Industries**
- **P-090100, Provisions of Programs**
- **P-010700, ODOC Victim Justice Advisory Council**

Director Jones advised that two of the above listed Board policies were up for annual review due to American Correctional Association Accreditation requirements and contained no substantive changes, but that the last one was a complete rewrite. The Board has had an opportunity to review these policies. The one pertaining to the Victim Advisory Council is a policy statement; not an operational statement so Linda Jackson will need to ensure this is put into practice.

Mr. Henneke felt it almost seemed like a waste of time approving a policy for provisions of programs when we don't have any money, however he would be in favor of the policies if DOC gets the money to have programs.

Mr. Henneke made the motion to approve the policies with a second by Mr. Logan. Results of roll call: Mr. Henneke, yes; Mr. Logan, yes; Mr. McBee, yes; Ms. Neal, yes; Mr. Rainey, absent; Mr. Smith, absent; and Mr. Ware, yes.

13. PROGRAM UPDATE

- **Habilitation Program, Joseph Harp Correctional Center**

Dr. Linda Evans, filling in for Dr. Mark Englander, provided today's presentation. The Habilitation Program is for developmentally delayed offenders. They are housed on G unit where they are protected, because they are preyed upon by other offenders because of their disability. Many of them are on psychotropic medications and need to be in a temperature controlled environment. In the event of a disturbance on the yard, they can secure this unit from the rest of the yard. To be admitted you must have an IQ of 70 or below combined with a vulnerability to victimization and deficits in daily life skills. They do exclude those who might be predatory or disruptive. One of the main goals is to prevent further victimization. They are at a high risk for sexual misconducts, canteen extortion, physical abuse and bullying. Currently 67 are in the program, but they have enough beds to accommodate 80. Approximately 11 graduate each year from the program. Dr. Englander is their leading staff psychologist and has been with the program since its inception, about 16 years. They also have one recreational therapist and one psychologist vacancy which can't be filled. Upon arrival they assess the offender's daily living skills. They focus on academic improvement, provide Cognitive Behavioral classes, teach money management, how to do their laundry, nutrition and take care of themselves hygienically. They are taught a vocational skill in a sheltered workshop setting. This helps them learn to come to work daily and on time. Currently they are planting trees and crocheting hats and blankets for the homeless. Mental illness is another focus. Ten years ago almost everyone was simply developmentally delayed. Now well over half are dual diagnosed, developmental delayed as well as mentally ill. They also teach medication management and why it is important that they take their medication and what happens when they don't.

Chairman Ware said this looks like an excellent program but one to be better served in a group home than a prison. Dr. Evans said that some had committed pretty heinous crimes of murder and rape, but she doesn't think they fully understood the gravity of what they were doing and the consequences of the offense. Right now there are no group homes available.

Mr. Henneke said it saddens him that we have a wonderful program with staff committed to helping these inmates that will probably have to be cut because of the budget crisis.

Mr. Logan asked if the concept had changed over the years. Dr. Evans said recently they instituted skills standards that the offender has to meet before they graduate, but there is more they would like to do.

Mr. Henneke asked if we have we had an increase in the number of mental health offenders when Department of Mental Health had to cut programs. She felt like that was probably correct.

14. FEMALE OFFENDER MANAGEMENT UPDATE

Deputy Director Dr. Laura Pitman provided the following Female Offender Management update.

The Division of Female Offender Operations recognized its one year anniversary on December 15, 2009.

A copy of the FY 2009 Female Offender Annual Report is in the Board packets. A few areas she drew attention to were: Beginning on Page 10 - contains new information on children. Dr. Susan Sharp from OU has routinely surveyed ODOC women with respect to characteristics of women incarcerated and also in terms of the children. She works in conjunction with Oklahoma Commission on Children and Youth and this is the first time ODOC had solid information with respect to how many children are represented by the women incarcerated. Page 27- half of the female ODOC population turns over every year. In FY 2009 ODOC had 1,284 receptions. Page 31- releases in FY 2009 amounted to 1,316. Over the past 5 years, on average 43% of ODOC female offenders served less than one year. The average amount of time women served in the system was 1.8 years over the past 5 years. The agency has a high volume and high turnover, making it very difficult to provide treatment. Oklahoma is still #1 in incarceration rate, but 14.7% on recidivism rate. In terms of contiguous states, 20% is the next closest and the others are 30%-40%. She had not had Research and Evaluation run the numbers nationally. ODOC's female recidivism rate is very low, which speaks to is the number of low risk female offenders that are in our system that we believe could be treated in the community. They are not a threat to public safety, but most are not in DOC long enough to receive treatment.

Last year, well over 500 copies of the annual report were distributed to legislators and public interest groups. The report has been used to apply for grant funding from a number of organizations working with female offenders. The Kaiser Foundation will be providing copies at their own expense of this years' annual report to those attending the Complex Dialogues Summit January 26.

Mr. Logan asked Dr. Pitman to explain the numbers represented by turnover and recidivism. She explained that in this last FY we had 1,284 receptions and 1,316 discharges. The female population averages about 2,600. Essentially half the population is coming in and half are leaving during the year. There are less than 300 women system wide that have 7 points or more on the custody assessment.

Mr. Henneke felt that if the Governor would do a commutation docket we could discharge safely 300-600 ladies.

Oklahoma County received a JAG grant for its diversion program. They are presently working on an SAMSHA grant and also working with the Kaiser Foundation on the Second Chance Act grant.

Dr. Pitman said we are getting positive attention with the summit upcoming in advance of the legislative session and with the Oklahoma Women's Coalition scheduled for April 30, 2010.

Helping Women Recover is a program they have been using at EWCC and recently extended to community. The program is going through the correctional assessment process and is the first gender specific program nationally for substance abuse treatment.

ODOC received a grant from the National Institute of Corrections who will be in Oklahoma in February to train in all practices of women's prisons.

Ms. Neal commended Dr. Pitman on the annual report. It is a very easy read for a lay person and that is important. Dr. Pitman indicated that Debbie Boyer did many of the graphics and contributions were also made by the Evaluation and Analysis Unit.

15. COMMITTEE REPORTS

The following committee reports were provided.

- Budget – Chair David Henneke, Members Jerry Smith and Robert Rainey (**No report**)
- Female Offender – Chair Ted Logan, Members Linda Neal and Jerry Smith (**Mr. Logan reported the committee did meet but they had no motions to entertain at this time.**)
- Legislative – Chair David Henneke, Members Robert Rainey and Matthew McBee (**Mr. Henneke reported the Board should have information put together by Neville Massie with regarding to the DOC initiatives and the Board’s legislative initiatives. The deadline for submission of bills was yesterday; there being 900 in the Senate and 1200 in the House. That process is just starting and they will update as the process continues.**)
- Population/Private Prisons – Chair Matthew McBee, Members Linda Neal and Jerry Smith (**No report**)
- Public Affairs/State Boards Interface – Chair Robert Rainey, Members Linda Neal and Matthew McBee (**No report**)
- Executive – Chair Earnest Ware, Members Ted Logan and David Henneke (**Chairman Ware reported the committee met and minutes are contained in the BOC packets.**)

16. NEW BUSINESS (“ANY MATTER NOT KNOWN ABOUT OR WHICH COULD NOT HAVE BEEN REASONABLY FORSEEN PRIOR TO THE TIME OF POSTING.” 25 O.S. § 311)

None

17. ANNOUNCEMENTS

None

18. ADJOURNMENT

Chairman Ware sought a motion to adjourn. Mr. Henneke made the motion with a second by Mr. Logan. Results of roll call: Mr. Henneke, yes; Mr. Logan, yes; Mr. McBee, yes; Ms. Neal, yes; Mr. Rainey, absent; Mr. Smith, absent; and Mr. Ware, yes.

Meeting adjourned at 3:07 pm.

I hereby certify that these minutes were duly approved by the Board on this 12th day of February 12, 2010, in which a quorum was present and voting.

Approved by:

Secretary of the Board

Date: February 12, 2010

Submitted by: _____
Minutes Clerk