

PAC MEMBERS PRESENT

Daniel Cameron, Attorney General
Christopher Cohron, Commonwealth's Attorney, 8th Judicial Circuit
Jackie Steele, Commonwealth's Attorney, 27th Judicial Circuit
Rob Sanders, Commonwealth's Attorney, 16th Judicial Circuit
Martin Hatfield, Pulaski County Attorney
Hallye Arterburn, Allen County Attorney
Bob Neace, Boone County Attorney

PAC/OAG STAFF PRESENT

Amy Burke
Bobby Stokes
Gina Carey
Madeline Wise
Julie Cox
Susan Blake
Penny Quatman
Rachel Conyers
Chad Coleman
Thomas Lockridge
Jon Jones
Denise Durbin
Barry Dunn
Harry Rothgerber

GUESTS PRESENT

Ben Harrison, Lewis County Attorney
Carrie Ovey-Wiggins, Commonwealth's Attorney, 56th Judicial Circuit
Claud Porter, Daviess County Attorney
Emma Mills, Legislative Research Commission
Ingrid Geiser, Office of the Jefferson County Attorney
Kathy Senter, Commonwealth's Attorney, 4th Judicial Circuit
Laura Witt, Commonwealth's Attorney, 53rd Judicial Circuit
Lou Anna Red Corn, Commonwealth's Attorney, 22nd Judicial Circuit
Louis Kelly, Commonwealth's Attorney, 54th Judicial Circuit
Richard Boling, Commonwealth's Attorney, 3rd Judicial Circuit
Richie Kemp, Commonwealth's Attorney, 52nd Judicial Circuit
Sharon Muse, Commonwealth's Attorney, 14th Judicial Circuit

Stephanie Bolen, Office of the Commonwealth's Attorney, 3rd Judicial Circuit
Steve Gold, Henderson County Attorney
Teresa Young, Office of the Commonwealth's Attorney, 9th Judicial Circuit
Courtney Baxter, Commonwealth's Attorney, 12th Judicial Circuit
Joe White, Clay County Attorney
John Carter, Oldham County Attorney
William Elkins, Clark County Attorney
Thomas Wine, Commonwealth's Attorney, 30th Judicial Circuit
Bruce Kuegel, Commonwealth's Attorney, 6th Judicial Circuit
Brian Wright, Commonwealth's Attorney, 29th Judicial Circuit
Michelle Snodgrass, Commonwealth's Attorney, 17th Judicial Circuit
Shelly Miller, Commonwealth's Attorney, 11th Judicial Circuit
Neil

Pursuant to KRS 15.100(2), Executive Director, Bobby Stokes asked Madeline Wise to call the roll. After the roll was called, a quorum was announced, and the meeting was called to order.

Bobby Stokes welcomed everyone to the meeting, introduced Rachel Conyers as the newest PAC staff employee and then informed of Missy Hutchinson's resignation, leaving a vacant position to be filled within PAC.

Bobby Stokes asked for a motion on the minutes of the February 12, 2020 meeting. A motion to approve the minutes of the Council was made by Chris Cohron, seconded by Rob Sanders, and passed by voice vote.

Administrative Update

Supreme Court Proposals

Attorney General Cameron provided information regarding Rules of the Supreme Court (CR), Rules 2.540 which impacts law students. Students who have successfully completed two-thirds of the academic hour requirement for the first degree in law at an approved law school may provide legal services. Three areas were discussed in which General Cameron is inclined to support;

1. Graduates can practice without taking the bar.
2. Limited practice rule-provide longer duration.
3. Applies to any student graduated from accredited law school, working for DPA, UPS, etc.

Rob Sanders suggested items 1 & 2 were good ideas, but showed concern for item 3. Jackie Steele made a motion to review proposals and revisit them at the next meeting on May 8, 2020, seconded by Chris Cohron and the motion passed by voice vote.

Legislative Update

Chris Cohron stated Marcy's Law is likely to pass in November 2020. He suggested getting a checklist together for offices moving forward, assuming it passes. Harry & Susan will provide an update with effective date.

Martin Hatfield discussed SB64 relating to indemnification of prosecutors. He stated the Senators are against the amendment. Martin also discussed SB74 relating to driving under the influence which gives Law Enforcement authority to perform a search warrant in a DUI, with probable cause.

Training Update

Susan Blake discussed training updates. She stated there is still hope for hosting KPC in August 2020. If the conference is cancelled, then CLE hours will need to be completed online. Advanced KPI training is moved to Jan 11-15, 2021.

Susan reported receiving proposals for 2021-2022 KPC, but is still reviewing them. She will present the proposals at a later date to the Council.

TSRP Update

Tom Lockridge reported that Lethal Weapons training for July 2020 has been cancelled. He also stated a 2nd training video has been released and is receiving views. The 1st training video has received over 500 views.

Budget

Current Year

Gina stated that the FY20 budget was on track and the end of the fiscal year is approaching quickly and offices should exhaust any remaining funds in their supply budgets. The deadline to submit supply requests is April 30, 2020.

FY 2021

Gina informed the Council the Commonwealth's Attorneys' Westlaw contract is up for renewal with the option to enhance the content by adding real time incarceration data. The 2% cost increase for renewal and additional cost to add the enhanced content is within the budget for FY21. Chris Cohron made a motion to enhance the content and renew Westlaw, seconded by Jackie Steele and passed by voice vote.

Gina advised that FY21 is a continuation budget which includes funding for the increase to retirement and health insurance, retention of UPS staff salaries, three (3) nights lodging for KPC and continued level of support for operating and training budgets as in FY20 for

the Commonwealth's Attorneys. Chris Cohron made a motion to approve the FY21 budget as proposed by Gina, seconded by Rob Sanders and passed by voice vote.

Gina advised that the County Attorney's budget is a continuation budget for FY21 and includes funding for the increase to retirement and health insurance, three (3) nights lodging for KPC and no change to their current supply budget. Martin Hatfield made a motion to approve the FY21 as presented by Gina, seconded by Hallye Arterburn and passed by voice vote.

Rocket Docket

The current grant period ends June 30, 2020. The deadline for grant application submissions for FY21 is June 5, 2020 and a grant review committee for applications was suggested to consist of Martin Hatfield, Bob Neace, Jackie Steele and Chris Cohron. Rob Sanders made a motion to approve the committee as suggested and follow the same application process as last year, seconded by Chris Cohron and the motion passed by voice vote. Awards will be announced at the June 19th, 2020 PAC Meeting.

Rob Sanders recognized the hard work by everyone throughout this year regarding the Rocket Docket program and suggested the committee review the success of all Judicial Circuits when awarding FY21 grants to ensure accountability of all offices.

Chris Cohron thanked General Cameron for all his support assisting with the budget process during the session and his commitment to attend the numerous meetings with council members to discuss and support the needs of the prosecutors.

Leases

Madeline Wise discussed the requested rate increase for the Commonwealth's Attorneys' Office, 2nd JC in the amount of \$10,900 per year and explained that the increase is still lower than the average rate per square foot for the area according to Real Properties. Chris Cohron made a motion to approve the rate increase, seconded by Jackie Steele and passed by voice vote.

Expert Witness

- A. Sharon Muse, Commonwealth's Attorney 14th Judicial Circuit, requested approval for expert witness funds more than \$5,000.00 for two separate cases. Chris Cohron suggested contacting KSP regarding their ability to reconstruct for 2D & 3D and made a motion to table the request until May 8, 2020 pending further information from KSP, seconded by Rob Sanders and passed by voice vote.

- B.** Louis Kelly, Commonwealth's Attorney 54th Judicial Circuit, requested approval for expert witness funds greater than \$5,000.00 for a sexual assault of a juvenile victim case. Rob Sanders made a motion to approve the request, seconded by Chris Cohron and passed by voice vote.

Personnel Requests

A. No Additional Funds Required

1. Dan Boaz, Commonwealth's Attorney 2nd Judicial Circuit, requested approval to establish an unfunded quarter-time Assistant Commonwealth's Attorney position retroactive March 1, 2020. A motion to approve the request was made by Rob Sander, seconded by Chris Cohron and passed by voice vote.
2. Sharon Muse, Commonwealth's Attorney 14th Judicial Circuit, requested approval to reallocate at quarter-time Assistant Commonwealth's Attorney position to a quarter-time District Secretary position with no additional funds retroactive to April 16, 2020. A motion to approve the request was made by Rob Sanders, seconded by Chris Cohron and passed by voice vote.
3. Lou Anna Red Corn Commonwealth's Attorney 22nd Judicial Circuit, requested approval to temporarily reallocate a full-time Assistant Commonwealth's Attorney position to a part-time Law Clerk position retroactive to March 16, 2020. A motion to approve the request was made by Rob Sanders, seconded by Chris Cohron and passed by voice vote.
4. Gary Gregory, Commonwealth's Attorney 41st Judicial Circuit, requested approval to:
 1. Increase salaries of a part-time District Secretary position and a part-time Commonwealth's Detective position retroactive April 1, 2020. A motion to deny the request was made by Rob Sanders, seconded by Chris Cohron and passed by voice vote.
 2. Establish a quarter-time District Secretary position with no additional funds retroactive April 1, 2020. A motion to table until May 8, 2020 was made by Rob Sanders, seconded by Chris Cohron and was agreed to table by voice vote.
5. Laura Witt, Commonwealth's Attorney 53rd Judicial Circuit, requested approval to establish a quarter-time District Secretary position with no additional funds effective May 1, 2020. A motion to approve the request was made by Chris Cohron, seconded by Rob Sanders and passed by voice vote.
6. Claude Porter, Daviess County Attorney, requested approval to:

1. PAC administer locally received VAWA grant and establish full-time Assistant County Attorney position funded through the grant retroactive to March 16, 2020.
 2. Establish a part-time Legal Secretary position with no additional funds retroactive March 16, 2020.
Martin Hatfield made a motioned to approve both requests, seconded by Hallye Arterburn and passed by voice vote.
7. Jenny Oldham, Hardin County Attorney, requested approval to reallocate a part-time Assistant County Attorney position to a part-time Legal Secretary position retroactive April 1, 2020. A motion to deny the request was made by Martin Hatfield, seconded by Bob Neace and was denied by voice vote.
8. Amy Milliken, Warren County Attorney, requested approval to temporarily reallocate a part-time Assistant County Attorney position to a part-time Law Clerk position effective May 1, 2020. Chris Cohron made a motioned to approve the request, seconded by Rob Sanders and passed by voice vote.

B. Additional Funds Required

1. Jason Batts, Hickman County Attorney, requested approval to establish a quarter-time Assistant County Attorney position with additional funds effective February 16, 2020. A motion to approve temporarily this through Batts' deployment period was made by Bob Neace, seconded by Hallye Arterburn and passed by voice vote.

Rob Sanders discussed the need for all offices to have a Kentucky Notary on staff, but informed everyone that recent changes now require notaries be bonded and have homeowners' policy. He also stated that the notary number must be on all documents.

Bobby reminded members and guests that the next meeting of the Prosecutors Advisory Council would be on Friday May 8, 2020 at 10:00 a.m. and advised that the meeting will most likely be held via Skype Video Conference.

Bobby recognized PAC Staff for their hard work and successful implementation of their telecommute schedules

A motion to adjourn was made by Martin Hatfield, seconded by Hallye Arterburn and passed by voice vote. The meeting was adjourned at 11:41 AM.