

PAC MEMBERS PRESENT

Courtney Baxter, Commonwealth's Attorney, 12th Judicial Circuit
John Soyars, Christian County Attorney
Joe Ross, Logan County Attorney
Martin Hatfield, Pulaski County Attorney
Margaret Daniel, Citizen Member
Chris Cohron, Commonwealth's Attorney, 8th Judicial Circuit
Shane Young, Commonwealth's Attorney, 9th Judicial Circuit

PAC/OAG STAFF PRESENT

Bobby Stokes
Gina Carey
Madeline Wise
Amy Burke
Thomas Lockridge

GUESTS PRESENT

Lou Anna Red Corn, Commonwealth's Attorney, 22nd Judicial Circuit
Louis Kelly, Commonwealth's Attorney, 54th Judicial Circuit
Ronnie Bowling, Commonwealth's Attorney, 34th Judicial Circuit
Harry Rothgerber, Office of the Commonwealth's Attorney, 8th Judicial Circuit
Corey Morgan, Commonwealth's Attorney, 49th Judicial Circuit

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 asked for a motion to approve the minutes of the August 24, 2021 Regular Meeting. A motion to approve the minutes of the Council was made by Martin Hatfield, seconded by Margaret Daniel, and passed by voice vote.

Administrative Update

Training Updates

Tom Lockridge provided an update on training team on behalf of Susan. Tom reported that the Kentucky Prosecutors Conference had an ambitious schedule that came off very smoothly, thanks to Chad Coleman's production/engineering skills.

TSRP Updates

Tom reported the Traffic Safety Resource Prosecutor Program (TSRP) hosted the Kentucky Impaired Driving Summit on September 8th, where there was an audience of 125 police (85) and prosecutors (40). The reviews were excellent for the whole program.

On September 21-22 the TSRP presented the Basic Trial Ad for DUI training in Newport. That program was co-hosted with Ohio and 25 prosecutors were trained.

On September 23, Tom and Aaron Ann Cole addressed the District Court Judicial College on Commercial Driver's License (CDL) enforcement issues. Tom Lockridge and Susan Blake attended the NDAA Career Prosecutors Course in Louisville the first week of October. Susan plans to bring several speakers from that program to our KPC in August 2022.

The TSRP hosted the first CDL/McCarthy regional training in Henderson on October 15 and will be hosting the next session on November 3rd in Lexington. Tom reported that more than 50 are registered to attend the Lexington event and he invited the Commonwealth Attorneys to attend that session.

The County Attorney Kentucky Prosecutors Institute (KPI) is scheduled for November 15-18 in Lexington and the course is full. Next, Tom announced that the Prosecuting the Drugged Driver training will be February 23-24 at the Origin Hotel in Lexington.

Finally, it was announced that the Advanced KPI Jury Selection Training will be April 25-28, 2022. The training branch has also offered to video any prosecutor that wants feedback on their Opening Statement or Closing Argument. Interested prosecutors should contact Tom or Susan to schedule the taping.

2021 County Attorney Traffic Safety Program Report

Tom reported all reports have been submitted and requested after review, it be put forth for approval. Martin Hatfield motioned to approve the 2021 County Attorney's Traffic Safety Program Report, seconded by John Soyars and passed by voice vote.

2019 Child Sexual Abuse Data Report

Gina Carey stated 2019 Child Sexual Abuse Report should be released in early November.

2022 PAC Meeting Calendar

Bobby presented a draft of the 2022 proposed PAC Meeting Calendar. Gina suggested scheduling a PAC Meeting in January. Chris Cohron motioned to approve 2022 PAC Meeting Calendar keeping Fridays as meeting days, seconded by Shane Young and passed by voice vote. The 2022 PAC meeting schedule was approved as follows

Friday, January 21, 2022 – 10:00AM, OAG East Office

*Wednesday, February 9, 2022 – 10:00 AM
Hilton Lexington/Downtown, Lexington, KY*

Friday, April 22, 2022 – 10:00 AM, OAG East Office

Friday, May 20, 2022 – 10:00 AM, OAG East Office

Friday, June 17, 2022 – 10:00 AM, OAG East Office

*Tuesday, August 23, 2022 – 10:00 AM
KY Prosecutors Conference
Hyatt Regency Lexington, Lexington, KY*

Friday, October 21, 2022 – 10:00 AM, OAG East Office

Friday, December 9, 2022 – 10:00 AM, OAG East Office

Budget**FY2022 Update**

Gina reported the 1st Quarter of FY 2022 budget has ended and things are running as anticipated.

Gina discussed the additional responsibilities that have been added to PAC staff who are already stretched thin. Specifically, HB8 Subsidy reimbursements resulted in an increase of approximately 360 payments annually. There are 20 new VOCA grants in addition to the 40 continuation grants that are currently being set up and closed according to the federal fiscal year requirements. Due to the increased number of

grants awarded, a federal fund appropriation increase in the amount of \$950,000 for Commonwealths Attorneys was submitted to the Governor's Office for Policy and Management (GOPM) and an additional \$1.1M for County Attorneys. In addition to the federal grants, PAC staff administer approximately 35 local grants and manages 900 accounts per year for over 160 employees who have split salaries.

Due to the significant increase to the Federal Fund appropriation and associated duties, Gina made a motion to utilize indirect funding to increase Diane Marcus' salary to \$30,000 through June 30, 2022. Chris Cohron motioned to approve Gina's request, seconded by Martin Hatfield and passed by voice vote.

2022-2024 Biennial Budget

Gina reported the Biennial Budget is due November 1, 2022 and compensation levels will be added to the request. As well as funding to replace SB192 (Heroin legislation) for the Rocket Docket Program.

Leases

- A. Mike Stacy, Commonwealth's Attorney 1st Judicial Circuit, requested approval to begin the process to seek new office space. Chris Cohron made a motion to begin the process of seeking available space with Real Properties, seconded by Courtney Baxter and passed by voice vote.
- B. Miranda King, Commonwealth's Attorney 39th Judicial Circuit, requested approval to be reimbursed at a rate of \$1,000 per month due to a rent increase by her lessor. Chris Cohron motioned to approve the reimbursement and advised to being the process with Real Properties to seek a permanent lease for the office, seconded by Shane Young and passed by voice vote.

Expert Witness

- A. Tom Wine, Commonwealth's Attorney 30th Judicial Circuit, requested approval for expert witness funds more than \$5,000.00. Shane Young motioned to approve minus \$1,290.00 for a total of \$14,400, seconded by Courtney Baxter and passed by voice vote.

Personnel Requests**A. No Additional Funds**

Chris Cohron motioned to approve A-3, 9, 10, 12, seconded by Martin Hatfield and passed by voice vote.

1. Neil Kerr, Commonwealth's Attorney 7th Judicial Circuit, requested approval to reallocate full-time Commonwealth's Detective position to a part-time Commonwealth's Detective position retroactive to October 16, 2021. Joe Ross motioned to reallocate to a part-time and/or establish a quarter-time position, seconded by Chris Cohron and passed by voice vote.
2. Chris Cohron, Commonwealth's Attorney 8th Judicial Circuit, requested approval to establish a temporary quarter-time District Secretary position with no additional funds to be paid with asset forfeiture funds effective November 1, 2021 through May 15, 2022. Shane Young motioned to approve the request, seconded by Margaret Daniel and passed by voice vote.
3. Courtney Baxter, Commonwealth's Attorney 12th Judicial Circuit, requested approval to establish a VOCA Grant full-time Victim Advocate position with no additional funds and have PAC administer the grant for the position retroactive to October 1, 2021.
4. Sharon Muse, Commonwealth's Attorney 14th Judicial Circuit, requested approval to establish an unfunded Assistant Commonwealth's Attorney position retroactive to September 1, 2021. Chris Cohron motioned to table the request until next meeting pending additional information, seconded by Courtney Baxter and passed by voice vote.
5. Brian Wright, Commonwealth's Attorney 29th Judicial Circuit, requested approval to establish a temporary quarter-time District Secretary position with no additional funds to be paid with asset forfeiture funds effective November 1, 2021 through January 31, 2022. Chris Cohron motioned to approve the request, seconded by Courtney Baxter and passed by voice vote.

6. Tom Wine, Commonwealth's Attorney 30th Judicial Circuit, requested approval to:
- a) Use asset forfeiture funds to temporarily fund a full-time District Secretary position effective November 1, 2021 through September 30, 2022.
 - b) Use asset forfeiture funds to temporarily fund a full-time Assistant Commonwealth's Attorney position effective October 25, 2021 through December 28, 2021.
 - c) Use asset forfeiture funds to temporarily fund a full-time Program Planner position effective December 1, 2021 through October 31, 2022.

Chris Cohron motioned to approve the request, seconded by Margaret Daniel and passed by voice vote.

7. Ronald Bowling, Commonwealth's Attorney 34th Judicial Circuit, requested approval to establish (3) three quarter-time Assistant Commonwealth's Attorney positions with no additional funds effective November 1, 2021. Chris Cohron motioned to approve the request, seconded by Martin Hatfield and passed by voice vote.
8. Edison Banks, Commonwealth's Attorney 47th Judicial Circuit, requested approval to reallocate a part-time Victim Advocate position to a part-time District Secretary position with no additional funds retroactive to October 16, 2021. Chris Cohron motioned to approve the request, seconded by Margaret Daniel and passed by voice vote.
9. Joseph White, Clay County Attorney, requested approval to establish a VOCA Grant full-time Victim Advocate position with no additional funds and have PAC administer the grant for the position retroactive to October 1, 2021.
10. Russ Goff, Green County Attorney, requested approval to establish a VOCA Grant full-time Victim Advocate position with no additional funds and have PAC administer the grant for the position retroactive to October 1, 2021.
11. Ross Murray, Jackson County Attorney, requested approval to establish two (2) non-state funded quarter-time Secretary positions using local funds but administered by PAC retroactive to October 16, 2021. Joe Ross motioned to approve the request, seconded by John Soyars and passed by voice vote.

12. Timothy Bates, Knott County Attorney, requested approval to establish a VOCA Grant full-time Victim Advocate position with no additional funds and have PAC administer the grant retroactive to October 1, 2021.
13. Kevin Cockrell, Montgomery County Attorney, requested approval to establish a non-state funded Assistant County Attorney position using local funds effective November 1, 2021. Joe Ross motioned to approve the request, seconded by John Soyars and passed by voice vote.
14. John Bertram, Taylor County Attorney, requested approval to reallocate a part-time Assistant County Attorney position to a part-time Legal Secretary position with no additional funds effective November 1, 2021. Martin Hatfield motioned to approve the request, seconded by Joe Ross and passed by voice vote.

B. Additional Funds

1. Todd Martin, Commonwealth's Attorney 36th Judicial Circuit, requested approval to establish a quarter-time Assistant Commonwealth's Attorney position and additional funds to support salary effective November 1, 2021. Chris Cohron motioned to approve the request without funding, seconded by Courtney Baxter and passed by voice vote.

C. Tabled Additional Funds

1. Corey Morgan, Commonwealth's Attorney 49th Judicial Circuit, requested approval to reallocate a part-time Assistant Commonwealth's Attorney position to a full-time Assistant Commonwealth's Attorney position with additional funds for salary. Chris Cohron motioned to deny the request pending the uncertainty of the upcoming budget, seconded by Martin and passed by voice vote.

Bobby reminded members and guests that the next meeting of the Prosecutors Advisory Council would be on Friday, December 10, 2021 at 10:00 am at the Office of the Attorney General, 1024 Capital Center Drive, Frankfort.

A motion to adjourn was made by Chris Cohron, seconded by Joe Ross and passed by voice vote. The meeting was adjourned at 10:51 am.

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13. Kevin Cockrell, Montgomery County Attorney, requested approval to establish a non-state funded Assistant County Attorney position using local funds effective November 1, 2021. Joe Ross motioned to approve the request, seconded by John Soyars and passed by voice vote.
14. John Bertram, Taylor County Attorney, requested approval to reallocate a part-time Assistant County Attorney position to a part-time Legal Secretary position with no additional funds effective November 1, 2021. Martin Hatfield motioned to approve the request, seconded by Joe Ross and passed by voice vote.

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