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ALLEGHENY COUNTY  
JAIL OVERSIGHT BOARD MEETING

Thursday  
April 6, 2023

Gold Room  
4th Floor  
Allegheny County Courthouse  
436 Grant Street  
Pittsburgh, Pennsylvania 15219

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**MEMBERS OF THE BOARD IN ATTENDANCE:**

Judge Elliot Howsie  
Bethany Hallam for Councilman Catena  
Stephen Pilarski for County Executive  
Richard Fitzgerald  
Controller Corey O'Connor  
Chief Deputy Jack Kearney for Sheriff Kraus  
Terri Klein  
Abass Kamara

**JAIL ADMINISTRATION IN ATTENDANCE:**

Warden Orlando Harper  
Chief Deputy Warden Jason Beasom  
HSA Dr. Ashley Brinkman  
Deputy Health Services Administrator Renee Madden

**COMMUNITY CORRECTIONS PRESENTERS**

Candace Cosgrove - Passages to Recovery

Darren Hood - The Renewal Center

Steve Eswein - Electronic Monitoring

**PUBLIC SPEAKERS:**

Marion Damick

Pat Murray

Darwin Leuba

Charles Lewis

Ann McStay

Sharon Bonavoglia

Alan Guenther

Tim Stevens

Jodi Lincoln

Kyna James

Brandi Fisher

Rachel Radke

Muhammad Nasir

Tanisha Long

John Kenstowicz

P R O C E E D I N G S

(4:04 o'clock p.m.)

**WELCOME, CALL TO ORDER & RULES**

JUDGE HOWSIE: We will now call the meeting to order. Thank you for attending.

The rules that we've -- as we have previously discussed, I'd ask that everyone extend the same courtesy and respect to anyone that you would expect or want for yourself.

Please, there is no talking while others are talking. Public comments are not questions. They are statements, and so you're permitted to give your public comment, but you have a total of three minutes. When the buzzer sounds, we'd ask that you please stop speaking.

With that being said, roll call.

Abass Kamara?

MR. KAMARA: Here.

JUDGE HOWSIE: Controller O'Connor?

CONTROLLER O'CONNOR: Here.

JUDGE HOWSIE: Rich Fitzgerald?

MR. PILARSKI: Steve Pilarski.

JUDGE HOWSIE: Sheriff Kraus.

MR. KEARNEY: Jack Kearney.

JUDGE HOWSIE: Terry Klein?

1 MS. KLEIN: Here.

2 JUDGE HOWSIE: Pat Catena?

3 MS. HALLAM: That's pronounced  
4 Bethany Hallam.

5 JUDGE HOWSIE: Who is missing?  
6 Gayle Moss is absent. She said she could not  
7 make it today. And then Judge Lazzara said she's  
8 unable to make it as well.

9 So with that being said --

10 MS. HALLAM: Point of order,  
11 Judge Howsie.

12 Yeah, I wanted to object to Steve  
13 Pilarski participating in the meeting. He is  
14 serving as an illegal designee for the County  
15 Executive. And so I do not believe he should be  
16 able to participate.

17 JUDGE HOWSIE: So with that being  
18 said, we'll now go to the Community Corrections  
19 Report.

20 Passages to Recovery.

21 **COMMUNITY CORRECTIONS REPORTS**

22 MS. COSGROVE: Hello. My name is  
23 Candace Cosgrove. I'm from Passages to Recovery.  
24 Right now our total census is 34. Residential is  
25 30, TLF 4. We have 21 men and 13 women. Three

1 of our TLF residents are working. One  
2 residential is working. Our residential  
3 community board has started. They have elected a  
4 president, vice president, secretary and two  
5 active community coordinators.

6 We will begin working with Project  
7 Rehabilitation through the Public Defender's  
8 Office. Literacy Pittsburgh will be providing  
9 digital skills classes and workshops, and PAR  
10 will begin providing parenting and NO groups.

11 JUDGE HOWSIE: Any questions?  
12 Ms. Hallam.

13 MS. HALLAM: Yes. Thank you. I  
14 have a couple of questions for you. So out of  
15 the people who -- it says exited -- is that  
16 people who were kicked out of the program?

17 MS. COSGROVE: So I just moved into  
18 my role last week, so I can't give you exact  
19 numbers on that right now or what the information  
20 is on that, but I can find out.

21 MS. HALLAM: Okay. Can you explain  
22 to me what happens when a person is expelled from  
23 your program?

24 MS. COSGROVE: So again, I don't  
25 want to go into too many details because I don't

1 want to give you the wrong information. Like I  
2 said, I just moved into my position last week.  
3 So I'm still like getting the ropes of a lot of  
4 things that are going on.

5 MS. HALLAM: Well, welcome to your  
6 position.

7 MS. COSGROVE: Thank you.

8 MS. HALLAM: And if you could just  
9 confer that information for whoever is coming to  
10 the next meeting, if it's going to be you going  
11 forward?

12 MS. COSGROVE: Sure.

13 MS. HALLAM: I specifically want to  
14 know, like, what are the common reasons that  
15 people are expelled from the program, and when  
16 somebody is expelled, if that means that they  
17 automatically go back to jail or if there are  
18 other places that someone is sent to once they're  
19 expelled from the program.

20 MS. COSGROVE: Sure.

21 MS. HALLAM: Okay. Thank you so  
22 much. That's all I have.

23 MS. COSGROVE: Thank you.

24 JUDGE HOWSIE: The Renewal Center.

25 MR. HOOD: Hi. My name is Darren

1 Hood. I'm with the Renewal Center. Our program  
2 census is, we have 73 in Work Release, 17 in  
3 Inpatient, 90 all together.

4 Our employment percentage rate for  
5 the month of March was 67 percent. Average wage  
6 rate was \$14.81 an hour. We had no staff COVID  
7 issues, no reentry COVID issues.

8 Renewal is partnering with the  
9 Foundation of Hope. They have a lot of services  
10 that alternative housing population would benefit  
11 from. They can assist our reentrants with  
12 various resources such as clothes, housing,  
13 transportation, et cetera.

14 Renewal also reconnected with the  
15 Trade Institute of Pittsburgh, who is excited  
16 that they're able to offer their trade services  
17 to our reentrants. The program is a ten-week  
18 tuition-free masonry program with an option for  
19 students to participate in a seven-week carpentry  
20 program for free as well. Upon successful  
21 completion, students receive certificates and are  
22 paired up with a variety of jobs in the  
23 trade-related -- filled at competitive wages. So  
24 far, there are four county reentrants currently  
25 enrolled and participating in their masonry

1 program.

2 JUDGE HOWSIE: Any questions?

3 Ms. Hallam?

4 MS. HALLAM: Hi. Same actual  
5 questions for you is so on -- we have exited  
6 clients versus clients who successfully  
7 completed. Are those clients who successfully  
8 completed included in the exited clients' number?  
9 Like, for example, it says there were 34 clients  
10 who exited and 21 clients who successfully  
11 completed. So I'm wondering if that 21 is part  
12 of the 34 or if those are 34 people who were  
13 expelled from the program.

14 MR. HOOD: I don't have those  
15 numbers currently with me as far as the  
16 breakdown.

17 MS. HALLAM: Well, that is the  
18 breakdown that was in the report, in the Warden's  
19 Report that we were given. So I know that those  
20 are the numbers. I'm more just trying to  
21 understand about when it says somebody exited the  
22 program, does that mean that they were expelled  
23 from the program?

24 MR. HOOD: They could have  
25 absconded, escaped. They may have been returned.

1 MS. HALLAM: Okay. And can you  
2 speak to what are the main reasons that people  
3 are expelled from the program? So they're  
4 included in exited even if they leave  
5 voluntarily?

6 MR. HOOD: Some of the reasons for  
7 revocation could be drug possession, drug usage,  
8 just program failure just on different levels,  
9 not participating in assigned prescribed  
10 programming.

11 MS. HALLAM: Okay. And are there  
12 specific program plans that yinz have implemented  
13 to try to reduce the number of people that are  
14 expelled from the program? Because it's just  
15 kind of concerning to me seeing how close those  
16 two numbers are. Like 21 people successfully  
17 completed, but then 34 people exited the program,  
18 and so I'm just wondering what you're doing to  
19 reduce the number of people who are leaving the  
20 program and not successfully completing.

21 MR. HOOD: We work daily on trying  
22 to, you know, retain individuals. I think the  
23 numbers that you received there probably last  
24 month we had a high absconsion -- or a high  
25 escape rate for whatever reasons, and that goes

1 up and down throughout. Some months we don't  
2 report very many at all, and others -- last month  
3 happened to be a high month.

4 MS. HALLAM: Okay. Thank you very  
5 much.

6 JUDGE HOWSIE: Would it also be  
7 reflected as a person leaving the program if they  
8 were perhaps sent up-state to serve a sentence,  
9 or would that be a different --

10 MR. HOOD: Yeah. There was a few  
11 that we had that basically they were detained,  
12 you know, went to their court hearing, and  
13 charges were upheld.

14 JUDGE HOWSIE: Okay. So then they  
15 would leave the program at that point to go begin  
16 a state sentence?

17 MR. HOOD: Correct. And we had, I  
18 believe, at least two or three this past month  
19 that that occurred with.

20 JUDGE HOWSIE: All right. Thank  
21 you.

22 MS. HALLAM: So that would be two  
23 or three out of the 34?

24 MR. HOOD: Correct.

25 MS. HALLAM: Okay. Thank you.

1 JUDGE HOWSIE: Thank you very much.

2 MR. HOOD: You're welcome.

3 JUDGE HOWSIE: Electronic  
4 Monitoring.

5 MR. ESWEIN: Good evening, Board.  
6 Steve Eswein for the Probation Office.

7 So for the reporting period, we had  
8 630 individuals under supervision at the end of  
9 the month. Judge Howsie, of that, 103 were  
10 pretrial cases. So just to update you on that.

11 We did have 100 people successfully  
12 complete during that time period.

13 JUDGE HOWSIE: Any questions?

14 MS. HALLAM: Similar questions for  
15 you as well. I know it's a little different  
16 because it's not a residential program that yinz  
17 are talking about. But I would say specifically,  
18 what are the top reasons why people do not  
19 successfully complete their electronic  
20 monitoring?

21 MS. ESWEIN: Well, you have  
22 individuals who will get new charges, arrested  
23 while they're on the bracelet. And then the  
24 other top two would be somebody who tampers with  
25 the equipment, cuts their bracelet off, or tries

1 to mess with it some other way. Or just  
2 egregious window violations, approved leave  
3 times.

4 MS. HALLAM: Thank you.

5 MS. ESWEIN: Sure. Thank you.

6 JUDGE HOWSIE: Thank you very much.

7 With that being said, we will now  
8 do the public comments. Again, if you've signed  
9 up on this sheet, you'll be permitted to speak.  
10 Public comments are restricted to three minutes.

11 Marion Damick.

12 **PUBLIC COMMENT**

13 MS. DAMICK: I'd like to start  
14 off -- come down. I'd like to start off with  
15 something good. I'd like to. One, you have a  
16 Director of Nursing. I think that's terrific,  
17 really. For years -- it's been from us. In any  
18 event, that is good.

19 Also, it's not good to show of AGH,  
20 they control their vacancies, but you've done --  
21 you've part-time staff in front of -- you've been  
22 trying to do something for the medical staff,  
23 which I think is good.

24 The other thing we haven't been  
25 talking about except with Ms. Hallam, you might

1 have seen in one of the newspapers -- we sure do  
2 have a lot of newspapers now, different ones. In  
3 any event, she's going to be introducing a  
4 Motion, which I'm going to say I think is an  
5 excellent idea, to pay the -- pay the inmates for  
6 doing some work in the institution for you by  
7 putting money from the -- what's it called, in  
8 any case -- into their what do you call it? I'm  
9 sorry -- aid. Giving them a --

10 MS. HALLAM: Commissary.

11 MS. DAMICK: Yes, exactly. Thank  
12 you. I would -- I'm -- the speaker who pays  
13 their taxes, and most of you earn -- I approve  
14 of -- coming from the public.

15 Moving on. Back in November, which  
16 isn't that long ago actually, there was a report,  
17 and I thought we ought to start looking at some  
18 of the questions that -- and priorities, one,  
19 two, and three I'm taking up very quickly. And I  
20 would like to know if we can get some answers --  
21 I wouldn't expect today -- but next month on some  
22 of these. Is there a nurse now doing thorough  
23 assessment of the procedures when someone comes  
24 in? They were sent -- the recommendation  
25 priority one was to have a nurse, a certified

1 nurse, to be looking for abnormal vital signs  
2 et cetera, et cetera -- you know, initiating Dr.  
3 Men D -- toxicating. Provide identification for  
4 those who are on self-harm. Have we heard  
5 anything going on with that? If it is, terrific.  
6 We'd be happy. If there isn't, this is November  
7 of -- how many months. If it's started, that  
8 would be somewhat good. If it hasn't been,  
9 that's your normal to say that.

10 JUDGE HOWSIE: Ms. Damick.

11 MS. DAMICK: Is that my fault?

12 JUDGE HOWSIE: That's your time.

13 I'm sorry. That's your time, ma'am.

14 MS. DAMICK: Institute hands-on  
15 man-down drills for all staff, hands-on drill,  
16 man-down drills.

17 JUDGE HOWSIE: It's your time.

18 MS. DAMICK: Oh, you can't hear me?

19 JUDGE HOWSIE: No, I can hear you.

20 MS. DAMICK: I'm sorry. I am  
21 sorry.

22 JUDGE HOWSIE: That's your time.

23 You've exceeded your time.

24 MS. DAMICK: Okay. I'm sorry.

25 JUDGE HOWSIE: No, no, no. You've

1 completed your time.

2 MS. DAMICK: My time is up?

3 JUDGE HOWSIE: Yes, ma'am.

4 MS. DAMICK: Well, look at them  
5 anyway.

6 JUDGE HOWSIE: All right.

7 MS. DAMICK: Look at the first  
8 three and see what you have done.

9 JUDGE HOWSIE: Okay.

10 MS. DAMICK: And I hope to hear.  
11 Thank you.

12 JUDGE HOWSIE: Thank you.

13 MS. DAMICK: At least there's  
14 something good.

15 JUDGE HOWSIE: Thank you very much.

16 MS. DAMICK: Thank you.

17 JUDGE HOWSIE: Pat Murray.

18 You know what, I was remiss in  
19 asking you to please state your full name and  
20 spell your last name for the record.

21 MS. MURRAY: Good afternoon. My  
22 name is Pat Murray, M-U-R-R-A-Y.

23 JUDGE HOWSIE: Thank you.

24 MS. MURRAY: I'm a PIIN member.  
25 I've been coming to these meetings since last

1 September when Pitt's School Social Worker  
2 presented -- of Social Work -- presented the  
3 survey of inmates. I found that report and these  
4 meetings extremely concerning, which is why I  
5 have kept coming. While there are many areas for  
6 concern, today, I'm focusing on adequate levels  
7 of doctors and nurses. And I was so glad to hear  
8 that you hired a chief nurse. I believe you  
9 don't have a chief doctor at this point. And  
10 there also are the levels of pharmacy and mental  
11 health staff that are concerned -- of concern.

12           These are basic services that are  
13 vital for us all and certainly for folks whose  
14 freedom has been removed from them. In the Pitt  
15 survey, we heard about incarcerated folks not  
16 getting their meds as prescribed.

17           And with regard to supervisory  
18 staff -- again, glad to hear you have a new head  
19 nurse -- but that's certainly a concern in terms  
20 of medical staff both to provide direct service  
21 and to supervise other providers -- no, or  
22 minimum group therapies. So these are services  
23 that people who are in the jail often need. So I  
24 don't know how this is going to improve the  
25 chances for returning citizens to successfully

1 rejoin their community.

2 In the Warden's Report from March  
3 2023, there were 162 positions allocated for  
4 various levels of medical staff, pharmacy-related  
5 staff, and mental health staff. Of those 162  
6 positions, 88, or just over half, were unfilled.  
7 How long has this been the case?

8 So one of my questions was who is  
9 guiding the ship? Now we have a head nurse, so  
10 we'll hopefully get some guidance there. We do  
11 not have a head physician, I believe, at this  
12 time.

13 I wondered if the Jail Oversight  
14 Board and the Warden considered that aspects of  
15 the Allegheny County Jail are deterrents from  
16 keeping qualified staff. Just consider that as a  
17 possibility as what you might do to improve that.

18 Incarcerating folks waiting for  
19 trial are forced to live in the jail with this  
20 major staff deficiency that are necessary for  
21 their basic health. So Warden Harper, now that  
22 the County Council voted unanimously to repeal  
23 the residency requirement, I'm wondering what is  
24 your plan to fill these much-needed vacancies at  
25 the jail?

1           We hope that your staff is doing  
2 everything in its power to hire and retain  
3 qualified health professionals. Lives depend on  
4 it. Thank you very much.

5           JUDGE HOWSIE: Thank you.

6           Darwin Leuba.

7           MR. LEUBA: Good afternoon. My  
8 name is Darwin Leuba, L-E-U-B-A.

9           JUDGE HOWSIE: Thank you.

10          MR. LEUBA: I'm speaking today to  
11 once again urge the Board, but specifically the  
12 Controller's Office, to use its statutory  
13 authority to enforce contracts related to the  
14 Allegheny County Jail, including contracts held  
15 by political campaign donors. By violating their  
16 contracts, Allegheny Health Network and Summit  
17 Food Services are causing harm to loved ones and  
18 staff within the jail while they continue to  
19 profit from a steady stream of unabated taxpayer  
20 dollars for services they are not providing. By  
21 not sending staff or medical personnel, they  
22 increase the strain on existing employees, drive  
23 up the county jail's largely forced overtime  
24 costs, which were \$9.7 million last year, and  
25 they steal taxpayer dollars that should instead

1 be invested in our communities to tackle  
2 homelessness, addiction, poverty and violence.

3 The staffing audit is separate from  
4 the issue of present-day enforcement, especially  
5 given that the Summit Food contract is set to  
6 expire at the end of this month. We know that  
7 Trinity, the previous food vendor, was also in  
8 violation of its food service contract, yet that  
9 contract was allowed to expire with no reparative  
10 action taken by this Board or the Controller's  
11 Office.

12 It has been publicly admitted that  
13 AHN is not providing medical staff at the level  
14 required in its contract. And a Summit  
15 representative has openly disputed that it is  
16 responsible for the food service staffing clearly  
17 specified in its contract. We know the  
18 violations necessary to enforce these contracts  
19 already.

20 We are all here today because of  
21 issues in our county jail. Some of them will  
22 require long-term engagement to solve, but the  
23 issue of contract enforcement is one that should  
24 happen today and will immediately improve the  
25 quality of healthcare, the quality of food, and

1 reduce the severity of the jail's ongoing  
2 staffing crisis, especially in light of the NCCHC  
3 report stating that mental health screening and  
4 evaluation is essential along with non-emergency  
5 healthcare requests and services. It is critical  
6 that the mental health staffing shortage and  
7 other medical shortages be addressed immediately.

8 I urge the Board to read the jail  
9 contracts because better health and nutrition  
10 standards and future requests for proposals are  
11 useless if the Controller's Office is unwilling  
12 or unable to enforce them.

13 Thank you.

14 JUDGE HOWSIE: Thank you.

15 Charles Lewis.

16 MR. LEWIS: Good afternoon. My  
17 name is Charles Lewis, L-E-W-I-S.

18 JUDGE HOWSIE: Thank you.

19 MR. LEWIS: I'm here -- I'm from  
20 Duquesne Think Tank Group. And it's going to be  
21 short, but you talk about the overpopulation of  
22 the jail. The -- you have quite a few parole  
23 violators you're holding in the jail. Why are  
24 you holding state parole violators in the county  
25 jail and paying for them? It used to be

1 violators would be taken out of the county system  
2 and put into the state system to await trial or  
3 whatever they have to go through, you know, the  
4 parole violation trial or whatever, or if they  
5 have new charges, but you still have to go back  
6 to your state penitentiary. And the question is  
7 why is the county -- oh, I'm sorry. I'm not  
8 allowed to question. The comment is why is the  
9 county jail holding them and paying for it? And  
10 it's coming out of the county assessment or  
11 whatever, you know. There's that.

12           Actually, this is the first time I  
13 was here. I'm glad to be here. You'll be seeing  
14 me more, and I'll have questions ready and  
15 everything. I just wanted to see what it was  
16 about, but that's one of the things that, you  
17 know, got to my head if -- was about the parole  
18 people, you know. I know it used to be if they  
19 come into the county jail, they'd say I'll you in  
20 a -- you know, in a week, I'll be gone. Got to  
21 go back to the state system and they pay for  
22 them. That's what I was wondering.

23           JUDGE HOWSIE: Thank you very much,  
24 sir. Thank you.

25           MR. LEWIS: Thank you.

1 JUDGE HOWSIE: I believe this is  
2 Ann McStay, perhaps.

3 MS. MCSTAY: My name is Ann, A-N-N,  
4 McStay, M-C-S-T-A-Y with lots of consonants.

5 JUDGE HOWSIE: Thank you.

6 MS. MCSTAY: Okay. I'm here with  
7 several PIIN-ACJ Task Force members. I'm  
8 speaking also as a taxpayer seeking the best  
9 investment and use of the county's funds. I  
10 appreciate being able to make public comments,  
11 and also I really want to thank you for your  
12 attendance at this and lots of prior meetings  
13 because it gives us a chance for you to hear us,  
14 and we appreciate changes for the better, such as  
15 the head of nursing being hired. We still have  
16 concerns for the welfare of incarcerated persons.

17 The ACJ management with your  
18 support has increased some services, and I  
19 understand is working to improve mental health  
20 services and so forth. And again, I'm happy with  
21 that appropriate use of my taxes for such care.  
22 I want to see my tax dollars spent as  
23 productively as possible. The jail's budget is  
24 the largest financial commitment for the county  
25 every year, and it is a means for us as citizens

1 to address not only immediate need to hold  
2 perpetrators of crimes responsible but also to  
3 work longer term toward the safe and productive  
4 reentry of incarcerated back into civil society.  
5 So every step the JOB takes to require and  
6 support provision of the safe, healthy  
7 environment for these individuals is something I  
8 not only commend as a moral imperative for our  
9 community but also a practical approach to  
10 rehabilitation and reentry for incarcerated.  
11 These are people who otherwise very often go back  
12 out through prison gates without preparation or  
13 material support for regaining a livelihood, a  
14 good place to live, and reconnection with their  
15 families. The JOB can do a lot of things to  
16 continue improving outcomes for incarcerated when  
17 they're released back into the regular world.  
18 Healthy nutritious food is perhaps the most basic  
19 thing that we should provide for every person in  
20 the county's care. It is human decency, and it's  
21 a good investment. Healthy people are much more  
22 able to learn and to function appropriately in  
23 society.

24 Okay. Access to approved  
25 prescribed medicines and essential healthcare for

1 illness and injury is as important as eating  
2 healthy food in sufficient quantities.  
3 Affordable ideally free contact options for  
4 incarcerated, their loved ones, and their legal  
5 representatives help incarcerated and their  
6 families, especially children, who we want to  
7 grow up to be good citizens trusting us to  
8 maintain mental and emotional health and  
9 stability and consistent non-violent  
10 interactions. And status checks by prison staff  
11 on mentally or emotionally unstable incarcerated  
12 can help keep them alive and prevent legal  
13 exposure for the county, which, again, saves  
14 taxpayers a lot of money.

15 Please continue to invest our tax  
16 dollars wisely and practically in sufficient  
17 staffing, good food for incarcerated, appropriate  
18 medical and mental care for them, and regular,  
19 affordable, timely family contact for both  
20 standard visits and when emergencies occur so  
21 they can immediately be in touch with their loved  
22 ones and know their status.

23 Thank you very much for listening.

24 JUDGE HOWSIE: Thank you, ma'am.

25 Sharon Bonavoglia.

1 MS. BONA VOGLIA: Sharon Bonavoglia,  
2 B-O-N-A-V-O-G-L-I-A.

3 JUDGE HOWSIE: Thank you.

4 MS. BONA VOGLIA: It is noteworthy  
5 that there have been no deaths at the Allegheny  
6 County Jail since September 21st of last year,  
7 and we at PIIN are grateful to the Jail Oversight  
8 Board and to jail administrators for the changes  
9 put in place that have significantly reduced  
10 suicides and attempted suicides.

11 These changes were made based on  
12 recommendations by the NCCHC Suicide Report and  
13 acknowledged in their most recent report on the  
14 deaths at the jail.

15 I would like to remind the Board  
16 and administration that the NCCHC involvement for  
17 both the original suicide report and the most  
18 recent death report is a direct result of  
19 community members speaking publicly here at the  
20 JOB and pressuring for an outside investigation.  
21 This is a great example of the importance of  
22 discourse between the JOB and community groups  
23 outside the restrictions of this public format  
24 space. I'd like to thank Judge Howsie for  
25 agreeing to an impromptu meeting with two of us

1 from PIIN this week. We at PIIN have asked from  
2 this podium to meet with the JOB and have been  
3 rebuffed several times due to busy schedules and  
4 even due in part to personal frustration over our  
5 deeply held disagreements with the JOB's lack of  
6 action. This is precisely why we need dialogue.

7 As the Book of Proverbs states,  
8 iron sharpens iron, and a healthy debate over the  
9 best ways to ensure the ACJ mandate to both  
10 secure and care for the incarcerated is  
11 continually improved and is a goal both the JOB,  
12 and we community groups share. Again, according  
13 to scripture and science, it takes high heat to  
14 refine gold. None of us in this room should back  
15 away from heated debate that leads to saved lives  
16 and improved conditions at the ACJ. Therefore,  
17 it is essential that the new liaison be required  
18 to meet with community groups, especially those  
19 of us who have shown up consistently to  
20 demonstrate our concern for the welfare of the  
21 incarcerated and their families. We are looking  
22 forward to seeing that as part of the official  
23 job description for this new liaison position,  
24 and we still hope for direct conversation with  
25 the Board.

1                   And now, I respectfully will once  
2 again acknowledge those 17 individuals who have  
3 died since April of 2020. Please remember and  
4 pray for the families and friends of these people  
5 who are celebrating Easter, Passover or Ramadan  
6 without their loved ones lost while under the  
7 care and supervision of the Allegheny County  
8 Jail.

9                   Richard Lenhart, Robert Blake,  
10 Cody Still, Daniel Pastorek, John Brady,  
11 Martin Bucek, Robert Harper, Vinckley Harris,  
12 Justin Brady, Paul Allen, Roger Millspaugh, Paul  
13 Spisak, Gerald Thomas, Jerry Lee Ross, Jr.,  
14 Victor Joseph Zilinek, Ronald Andrus,  
15 Anthony Talotta.

16                   JUDGE HOWSIE: Thank you.

17                   Alan Guenther.

18                   MR. GUENTHER: Hi. My name is  
19 Alan Guenther. That's A-L-A-N G-U-E-N-T-H-E-R,  
20 and I am with the Quaker Working Group Against  
21 Racism and the Pittsburgh Peace is Possible  
22 Coalition.

23                   We're asking tonight that a Jail  
24 Oversight Board member submit these questions to  
25 Warden Harper so that we might get answers.

1 Please submit this list or add your own questions  
2 and release the answers at the next JOB meeting.  
3 These are the questions, and these are adapted  
4 from the 19 ways to fix the jail that we  
5 submitted without response in January. So first,  
6 we're asking, please notify the families. When  
7 we met with Corey O'Connor more than two months  
8 ago, he promised to introduce the following  
9 Motion. Families of jail residents and the  
10 Allegheny County Jail Oversight Board are to be  
11 notified immediately of any unscheduled prisoner  
12 visits to the hospital. Since then, you all have  
13 done nothing. Families always have a right to  
14 know when a loved one has been hospitalized.  
15 This is common decency. Please stop stalling and  
16 act.

17 Stop strip-searching children in  
18 the jail. During the January JOB meeting, a  
19 question was raised about why juveniles in the  
20 facility were strip-searched. A jail  
21 administrator said that any jail resident could  
22 be strip-searched by guards at any time, but we  
23 believe that children should not be in the jail  
24 and that they should not be treated as adults.  
25 Further, children, no matter if they are

1 suspected of committing crimes, deserve to be  
2 treated by people who are trained in how to deal  
3 with youth. We want to know how many youths were  
4 strip-searched in the jail during the last 12  
5 months. What precautions are taken when a child  
6 undergoes a strip search?

7 Rethinking the jail plan. What is  
8 the status of the \$700,000 plan to rethink the  
9 county jail by redesigning the facility to reduce  
10 the number of people housed there to about 500 to  
11 1,000 people? That would be a welcomed decline  
12 from the current population of approximately  
13 1,500 people in the jail now. What's the status,  
14 and how can we participate in the public comment?

15 Translation services, especially in  
16 Intake. The county should provide translation  
17 services for people in jail, especially in the  
18 Intake Unit. We have been -- we have been told  
19 that people who don't speak English have a  
20 diff -- have a difficult time telling jail  
21 personnel about their medical history,  
22 prescriptions they are taking, and other needs.  
23 Translation services are available in the courts.  
24 They should be available in the jail.

25 And please give the food -- provide

1 the prisoners food overnight. Don't have 14  
2 hours pass. It's inhumane to deny anyone food or  
3 drink for 14 hours.

4 Thank you very much.

5 JUDGE HOWSIE: Thank you, sir.

6 Tim Stevens.

7 MR. STEVENS: Good afternoon,  
8 everybody. Pardon the absence of my suit. I'm  
9 coming from an anti-violence work.

10 JUDGE HOWSIE: Please state your  
11 name and spell it.

12 MR. STEVENS: Tim Stevens, Chair of  
13 BPEP, The Black Political Empowerment Project,  
14 co-convener with Alby Dixon of the Greater  
15 Pittsburgh Coalition Against Violence.

16 I want to reinforce the request of  
17 Alan Guenther of Peace is Possible Coalition and  
18 the Quakers. We don't need to restate them.  
19 You've had them for several months. All we're  
20 asking is that there be action and  
21 implementation.

22 I'm asking if you all had your own  
23 internal conversations to literally review all  
24 the recommendations that have come from PIIN,  
25 from the Black Political Empowerment Project,

1 from -- no?

2 Now that is sad, because all of you  
3 are the ones who have been appointed to look over  
4 the county jail. And with all the meetings that  
5 I have attended, and others in this room -- I  
6 missed a couple where others were representing  
7 BPEP, I see no reason why you all have not sat  
8 down and literally gone over every point that has  
9 been presented and ask can we move on this? How  
10 quickly can we move on this? Is there a reason  
11 that we can't move on this?

12 I want to thank Judge Howsie for  
13 meeting with representatives of PIIN this week,  
14 so hopefully, that is some movement. We want to  
15 support that.

16 The folks who are holding the names  
17 of people who have died, would you hold those  
18 signs up? I want you to look at those names  
19 because those names stand for families that will  
20 no longer have their loved ones for Passover,  
21 Easter, or any other holiday because they died in  
22 our jail here in Allegheny County. Those are  
23 human beings. The good news is, no one has died  
24 since our activities from September if I heard  
25 correctly, and that is some progress, but the

1 progress must be permanent progress. And please  
2 don't forget why you're here. You're here to  
3 make sure that no one else dies in our jail.  
4 You're here to make sure that those who are under  
5 your jurisdiction are served appropriately, that  
6 there are no roaches on their plates. There are  
7 no mice droppings on their plates. That they're  
8 getting medications.

9 I went to the doctor the other day  
10 to make sure -- I take a pill in the morning to  
11 make sure my blood pressure is good. Last time I  
12 went, the doctor said it was excellent. But I  
13 was down to just a couple, and if you have  
14 someone in this jail who is not taking their  
15 medication on time, that death is under you, or  
16 the absence of progress is under you. Think  
17 about it if it's your mother, your brother, your  
18 sister, your aunt, your uncle, your relative,  
19 your loved one, your friend. Make it personal.

20 JUDGE HOWSIE: Thank you.

21 MR. STEVENS: Thank you.

22 JUDGE HOWSIE: Will Anderson. Is  
23 there a Will Anderson?

24 (No response.)

25 JUDGE HOWSIE: I'm not even going

1 to try this name. It looks like it starts with a  
2 C, Candace. I don't know. Can you read that? I  
3 cannot read that. Can you read that? I don't  
4 know. Anyone here that signed the sheet that  
5 their name starts with a C?

6 MS. HALLAM: I think it was the  
7 Passages to Recovery person signed in because it  
8 says at Passages to Recovery.

9 JUDGE HOWSIE: I got it. Thank  
10 you. I couldn't read that.

11 Jodi Lincoln.

12 MS. LINCOLN: Jodi Lincoln,  
13 L-I-N-C-O-L-N.

14 JUDGE HOWSIE: Thank you.

15 MS. LINCOLN: Today, I'd like to  
16 remind the Board of an important duty that's  
17 going to be extremely relevant in the next  
18 12 months. From the PA General Statute, Section  
19 61, Chapter 17, Subchapter B, which you should  
20 all be extremely familiar with but based on the  
21 way you operate, I often question it.

22 Section 1724, Powers and Duties.  
23 A, general rule. The Board's administrative  
24 powers and duties shall include the confirmation  
25 of the Chief Executive's selection of a warden.

1 This is also reiterated in Section 1726, covering  
2 the warden. A, appointment. One, the chief  
3 executive shall appoint a warden subject to  
4 confirmation by the Board.

5 With a new County Executive in our  
6 future or any other reason that might see the  
7 departure of Orlando Harper, I urge the Board to  
8 take their duty to approve the new warden  
9 seriously and act with integrity, transparency,  
10 and the best interest of the people incarcerated  
11 at Allegheny County Jail while making these  
12 decisions.

13 A quick history on Warden Harper's  
14 appointment. Thanks to the meeting minutes on  
15 the County Controller's website, transparency,  
16 yay, we were able to track how things played out  
17 11 years ago before Warden Harper was appointed.  
18 Judge Howsie and Gayle Moss were on the Board at  
19 this time, and I'm sure, Marion, you were there  
20 too. Public comments, you were the star.

21 So anyways, the County actually  
22 hired a firm to conduct an applicant search and  
23 solicit interviews. Then there was a job  
24 subcommittee that approved a number of applicants  
25 for these consultants to interview. And then

1 after recommendations from the consultants, the  
2 committee was supposed to narrow it down to three  
3 top candidates, have those candidates meet with  
4 the executive and the Board, and then get the  
5 Board's approval on a final candidate.

6 Now, the Board didn't meet in July  
7 and August, so there's a two-month gap, but by  
8 the September meeting, there was a single  
9 recommendation from the committee to the  
10 executive, and in October, they were introducing  
11 Mr. Harper as the new warden.

12 Now, maybe things happened behind  
13 closed doors or at the executive sessions that  
14 this Jail Oversight Board seems to love so much,  
15 but there is no public record or official minutes  
16 of a Board vote and approval outside of no- --  
17 that a recommendation of a single candidate was  
18 made by the committee and not the full Jail  
19 Oversight Board to the executive.

20 The statute clearly states that  
21 confirmation is needed, and the Board should make  
22 sure it does so this time around. Whether  
23 there's an interest in hiring a firm, having a  
24 subcommittee, or whatnot, it is imperative that  
25 this Board does not just rubber stamp a new

1 executive selection offered as a political favor  
2 for someone or for some -- an appointment from  
3 someone inside the jail who is part of the broken  
4 and abusive current system.

5 Thank you.

6 JUDGE HOWSIE: I believe this says  
7 Kyna James perhaps.

8 MS. JAMES: "Kyna." I know.

9 JUDGE HOWSIE: My apologies. Kyna  
10 James. Sorry about that.

11 MR. JAMES: Good evening. My name  
12 is Kyna James, K-Y-N-A J-A-M-E-S.

13 JUDGE HOWSIE: Thank you.

14 MR. JAMES: I'm the coalition  
15 organizer for the Alliance for Police  
16 Accountability. I basically want to talk about  
17 the solitary confinement referendum and the lack  
18 thereof and you doing anything about it besides  
19 finding ways around the law itself, because  
20 that's what it is. It's a law.

21 You know, you can rename it 50  
22 times. It's still solitary confinement. To be a  
23 county jail who has the second highest suicide  
24 rate in the country, and solitary confinement  
25 being one of the most severe cases of mental

1 health abuse is beyond me.

2 We still get reports that your  
3 correctional officers are withholding people who  
4 are incarcerated from receiving medical  
5 attention, which is against the law. We still  
6 get reports that you're using chemical agents,  
7 which is against the law.

8 You know, 80 percent of this county  
9 voted for this referendum, and you alone cannot  
10 decide to be against it. We're not afraid to  
11 take action, because that's exactly how this law  
12 got passed in the first place. We're not afraid  
13 to hit the streets. We're not afraid to take  
14 legal action if that is what is needed to get you  
15 on board, but people die consistently at  
16 Allegheny County Jail. So you know, while we're  
17 here holding up these signs, you know, these are  
18 not just names on pieces of paper. These were  
19 human beings, and every person who is  
20 incarcerated in the Allegheny County Jail is a  
21 human being. There's not a single person in  
22 there that should be treated like an animal.

23 And just being -- like talking  
24 about the food situation, I guarantee that not a  
25 single one of you would go to the Allegheny

1 County Jail and eat what they're serving these  
2 people. I guarantee it. And that's all I have  
3 to say.

4 Thank you.

5 JUDGE HOWSIE: Thank you very much.  
6 Brandi Fisher.

7 AUDIENCE MEMBER: Good job with  
8 that.

9 MS. FISHER: Good evening. Brandi  
10 Fisher, last name F-I-S as in Sam, H-E-R.

11 JUDGE HOWSIE: Thank you.

12 MS. FISHER: I am the president and  
13 CEO of the Alliance for Police Accountability,  
14 and I just want to give a shout-out to the AP  
15 Coalition in the house. Thank you all for always  
16 fighting for justice, for standing up and doing  
17 what's right.

18 I wanted to talk about three  
19 things. One is just the correction officer that  
20 has this racist tattoo of a black baby in a  
21 noose. I know this was brought to your attention  
22 previously. I don't think a thing was done about  
23 it, which is like inconceivable to me. And so I  
24 want this on record that the uniform standards  
25 were updated on March 13th, which was after this

1 was brought to you all's attention, and not one  
2 thing reflected in that uniform update  
3 addressed -- or discrimination, racism, or  
4 anything. The only thing that's in there is  
5 professional standards. And I wouldn't say that  
6 was professional. I'm the CEO of an  
7 organization. I would not dare allow one of my  
8 staff members to walk around like that. It's  
9 extremely unprofessional, but beyond that, it's  
10 racist.

11 And so I just want on record that  
12 this person should not be working there. If this  
13 was a police officer -- I mean, police officers  
14 have been fired for having things on their  
15 Facebook pages. So this idea that I'm hearing  
16 that this is free speech is beyond ridiculous to  
17 me. Hate speech is not free speech. And so for  
18 him to be serving in a jail that 66 percent of  
19 the population is black -- like if a black man  
20 sees that, how are they supposed to respond and  
21 react? I just think we're putting people in a  
22 situation for catastrophe and that a person  
23 should not be employed in that way over --  
24 presiding over people. So I'm hoping that he  
25 will be removed immediately, but we're going to

1 make sure that he is.

2           The other thing is the policy of  
3 locking down the jail. I don't know if it's a  
4 policy or a practice, Warden Harper, but what  
5 happens when people protest outside the jail, the  
6 entire jail gets locked down, which is why no one  
7 protests outside the jail anymore, which is why I  
8 think it happened. But you cannot punish people  
9 who are incarcerated in the facility for people  
10 outside exercising their First Amendments Rights.  
11 So I would just like on record and also something  
12 done about -- or finding out if this is actually  
13 a policy or this is a practice. And whichever it  
14 is that it needs to stop because it's not only  
15 unfair. It just doesn't even -- it just seems  
16 like it's about control and trying to tell  
17 people -- it's a way of violating people's civil  
18 rights by punishing the people that they care  
19 about.

20           And the last thing I wanted to talk  
21 about was voting in jail. We have two important  
22 elections coming up that everybody inside that  
23 jail is directly impacted by, and that is our  
24 District Attorney race and our County Executive  
25 race. And it's very important that these people

1 get to participate in those.

2 In a 2021 report issued by All  
3 Voting is Local in the committee of 70 and Common  
4 Cause PA found that only 52 people who had  
5 requested mail-in ballots in the 2020 general  
6 election used an address that shows -- associated  
7 with one of the 18 county jails. And so I know  
8 we've been talking about voting, and people talk  
9 it -- we come here and talk about a lot, but I'm  
10 really looking for, like is there something  
11 that's being done to address this and allowing  
12 people who are incarcerated at the Allegheny  
13 County Jail on pretrial detention, not convicted,  
14 who have every right to vote, to ensure that  
15 they're able to exercise that right.

16 Thank you.

17 JUDGE HOWSIE: Thank you.

18 Rachel Radke.

19 MS. RADKE: Okay. Rachel Radke,

20 R-A-C-H-E-L R-A-D-K-E.

21 JUDGE HOWSIE: Thank you.

22 MS. RADKE: Okay. I'm just here  
23 tonight to pick up where I left off a month ago.  
24 I had been discussing access to medications for  
25 opioid use disorder at the county jail, and I

1 cited the report from our Health Department,  
2 Accidental Overdose Deaths in Allegheny County  
3 from January '16 to June 2020, where it showed  
4 that nearly one in five of the individuals who  
5 died of overdose in Allegheny County were in the  
6 Allegheny County Jail sometime in the 12 months  
7 prior to their death. We also know now, because  
8 of extensive research, that medications of opioid  
9 use disorder reduce fatal overdose by 50 percent.  
10 50 percent. Now we don't have any data on the  
11 overdose deaths in our county since June 2020.  
12 I'm thrilled that no one has died in the county  
13 jail since September, but we won't know for a  
14 long time how many people died after they left  
15 because of fatal overdose. The risk of fatal  
16 overdose upon release from incarceration when  
17 people do not have access to MOUD increases  
18 somewhere between 10 and 40 times their overdose  
19 risk before their incarceration.

20                   Hopefully, I'll have some time  
21 left. We'll see. Oh my God. Okay.  
22 Evidence-based MOUD treatment consists of  
23 offering MOUD for people who were not receiving  
24 it prior to incarceration. It includes  
25 continuing treatment for those who were receiving

1 it prior and working to prevent interruptions of  
2 MOUD during intake, transfer, and release. Okay.  
3 Importantly, it is clear that failing to provide  
4 this complete range of services, specifically  
5 failing to provide Methadone, Buprenorphine and  
6 Naltrexone leave the county open to lawsuit.  
7 Federal courts have ruled that jails and prisons  
8 are bound by Title II of the ADA and the 8th  
9 Amendment access to all three FDA-approved  
10 medication for the initiation or continuation of  
11 MOUD during incarceration. Failure to provide  
12 immediate and equal access to these medications  
13 to people who are incarcerated puts our  
14 jurisdiction at risk of significant financial and  
15 legal liability.

16 I am happy to continue this  
17 discussion with anyone who wants more information  
18 on it. I have pages and pages and pages of  
19 studies and reports and evidence about this. I  
20 consult with UPMC and Allegheny General Hospital  
21 on all these things. I'm here to help.

22 JUDGE HOWSIE: Thank you.

23 Muhammad Nasir.

24 MR. NASIR: My name is Muhammad Ali  
25 Nasir, N-A-S-I-R. I go by Man-E. I'm an

1 advocacy and policy civic engagement coordinator  
2 for 1Hood Media. But the real reason I'm here is  
3 to represent the people who are currently and  
4 recently released from the Allegheny County Jail.  
5 I'm not sure if I said this before, but I've been  
6 previously incarcerated there four times. A lot  
7 of my family, a lot of my friends, a lot of the  
8 people that I know have been in the ACJ, and I  
9 meet a lot of people who are coming out of the  
10 ACJ.

11           Since the last time I spoke, we saw  
12 49 people get released outside of the jail. Like  
13 I said, we post up weekly about three hours a  
14 week, and everybody that we saw, 49 since the  
15 last time I was here, we gave each of them \$50.  
16 We gave each of them resources. Most of them  
17 wanted cigarettes, something to drink, some cold  
18 water, but most importantly, a little bit of  
19 humanity and a little bit of grace that's missing  
20 from the ACJ.

21           And actually, I met a guy named  
22 Gary who's been inside of multiple jails and  
23 multiple prisons, including Rikers, including  
24 federal prison, including Sing Sing, and he said  
25 that the ACJ was the worst place he's ever been.

1 I know a lot of people say this, and I'm going to  
2 reiterate it. Anybody who has been to the  
3 penitentiary would rather go there than go to the  
4 ACJ. And everybody always blames Harper, and I  
5 blame Harper too for the conditions of the jail,  
6 but even more than Harper, I think Fitzgerald  
7 deserves some of that criticism -- the fact that  
8 he's not even here, you know what I'm saying,  
9 deserves some criticism.

10 So I'm going to call Gary into this  
11 space and I'm going to let him speak his peace.

12 "Hi. My name is Gary Pilacio. My  
13 inmate number for Allegheny County is 107510. I  
14 basically tried to paint in this place when it  
15 first opened. When it first opened, it was a  
16 great idea and it had, you know, a lot of good,  
17 you know, things about how, you know, single  
18 cells and, you know what I'm saying, and the  
19 rehabilitation. Now, it's just about mass  
20 incarceration. That's all it is in my eyes. You  
21 know, all you do is you stack us and stack us and  
22 stack us and stack us, and there's no healthcare  
23 at all. This jail is absolutely filthy, beyond  
24 filthy, like I've never seen. There's no air.  
25 There's no programs for inmates. There's

1 absolutely nothing going on in this jail.

2           And then you have this new warden  
3 that comes in here, and he thinks it's just great  
4 to just lock inmates down for 23 hours a day like  
5 it's nothing for weeks and weeks and weeks at a  
6 time. That's not going to help nobody. All that  
7 does is build people that have mental health  
8 issues and make them even worse. You know what  
9 I'm saying? You don't even deal with them. All  
10 you do is you beat them up, mace them and tie  
11 them to a bed up on the fifth floor. Not good.  
12 Like I said, this place needs a lot of work."

13           Thank you.

14           JUDGE HOWSIE: Thank you.

15           Tanisha Long.

16           MS. LONG: Hi. My name is Tanisha,  
17 T-A-N-I-S-H-A, Long, L-O-N-G.

18           JUDGE HOWSIE: Thank you.

19           MS. LONG: Thank you to the members  
20 of the Board and Steve Pilarski for being here.  
21 You know, I know this takes a lot of time out of  
22 your month.

23           I was wondering if anyone on the  
24 Board read the Spotlight PA and the Pittsburgh  
25 Institute of Non-Profit Journalism article about

1 Rachel Bridgeman. She was incarcerated at the  
2 Allegheny County Jail, placed on mental health  
3 tiers IV and V. Last month, we heard testimony  
4 that there are no, like, default restrictions for  
5 people on those tiers. That's a lie.

6 Because of the restrictions placed  
7 on Rachel Bridgeman, she was not allowed out of  
8 her cell. She was not allowed a Tablet. She was  
9 not allowed a phone. Her family didn't know she  
10 was incarcerated for two and a half months. She  
11 thought she could see God. She banged her head  
12 off the cell until her face was -- ballooned to  
13 the point that she had to be given emergency  
14 care, and no one knew. No one knew until another  
15 incarcerated person reached out to an attorney  
16 for help. It wasn't even the attorney's client.  
17 We just wanted to help.

18 This kind of stuff happens all the  
19 time. When we talk about things like family  
20 notification, I know that there have been Motions  
21 presented that have been asked for Board input  
22 for ways to notify families immediately when  
23 their loved ones are sent to the hospital. And  
24 because of the inaction and inactivity and the  
25 lack of responsiveness from certain members on

1 the Board, those aren't able to move forward the  
2 way they should. They don't come up for vote the  
3 way they should. And these families don't get  
4 answers the way they deserve.

5 (Phone ringing.)

6 MS. LONG: That ain't me.

7 So what ends up happening is you  
8 have situations like Rachel Bridgeman where no  
9 one takes the time to reach out to her family,  
10 and they believe she's dead, and they hang wanted  
11 posters up. And then you read the Warden's  
12 Report, and you find out that almost 100 people  
13 have received emergency care in the last three  
14 months and that the jail population right now is  
15 currently under -- it's over 1,600 people, which  
16 is a steady rise from where it was three months  
17 ago. So you have more people, more hospital  
18 visits, and less notification. And you're okay  
19 with that? That sits right with you? If people  
20 are making the active effort, your fellow Board  
21 Members are making the active effort to get  
22 family notification to be a must. Why are we not  
23 doing the simple thing of answering your e-mails?  
24 There's 30 days in a month. February is a little  
25 short, I understand. Some months are a little

1 long, but you have time to answer those e-mails  
2 and get these Motions on the table.

3           The best thing we've gotten so far  
4 is a book committee, but we still don't have  
5 books coming in the jail. We still don't have  
6 family members who are knowing when their people  
7 are in the hospital. We have people getting  
8 their asses beaten in elevators by COs, and no  
9 one will know unless there's people who can  
10 actually go into the jail and verify it  
11 themselves because their tablets get taken away,  
12 and they don't get to talk to their families.  
13 And when they're hospitalized, when their arms  
14 get broken in an elevator by a CO, no one knows  
15 because you keep everything a secret on purpose.

16           Bye.

17           JUDGE HOWSIE: Reverend Butler.

18 Reverend Butler. There's no Reverend Dr. Luwana  
19 Butler?

20           (No response.)

21           JUDGE HOWSIE: That being said --

22           AUDIENCE MEMBER: Are you going to  
23 read the online public comment as it states on  
24 your website under five minutes?

25           JUDGE HOWSIE: I didn't get any

1 public comments so I apol- --

2 AUDIENCE MEMBER: Are you for real?

3 AUDIENCE MEMBER: You haven't read  
4 them in a couple of weeks -- in a couple of  
5 meetings, so we're just asking.

6 JUDGE HOWSIE: Did you send one?

7 AUDIENCE MEMBER: I just sent one a  
8 couple of weeks ago.

9 JUDGE HOWSIE: Did you send one  
10 this week?

11 AUDIENCE MEMBER: No.

12 JUDGE HOWSIE: Okay. I didn't get  
13 one. So like I said, I didn't get any public  
14 comments.

15 AUDIENCE MEMBER: It's weird  
16 because it was there.

17 JUDGE HOWSIE: I did not -- I did  
18 not receive any public comments. If I received  
19 them, I will read them.

20 AUDIENCE MEMBER: Why not read  
21 them?

22 JUDGE HOWSIE: I'm done talking  
23 about it. I gave you my answer.

24 AUDIENCE MEMBER: So you're going  
25 to avoid the question.

1        REVIEW OF THE MINUTES FOR MARCH 2, 2023

2                    JUDGE HOWSIE:  So with that being  
3 said, we'll have a review of the Minutes from  
4 March 2, 2023.  Did everyone have an opportunity  
5 to review the Minutes?

6                    Is there a Motion?  Well, I don't  
7 know.  Do we have -- we have a quorum, right?

8                    MS. HALLAM:  Uh-huh.  We have six.

9                    JUDGE HOWSIE:  Did everyone have an  
10 opportunity to review the Minutes?

11                    Is there a Motion?

12                    MS. HALLAM:  So moved.

13                    AUDIENCE MEMBER:  No comments on  
14 those Minutes?

15                    JUDGE HOWSIE:  Is anyone seconding  
16 the Motion?

17                    MS. KLEIN:  Second.

18                    JUDGE HOWSIE:  All right.  Motion  
19 has been -- any opposed?

20                    MS. HALLAM:  The only thing I will  
21 ask, Judge Howsie, is usually, we get the Minutes  
22 printed out in our preparation packet; if we  
23 could get those.  I know we get them e-mailed to  
24 us, but if you could print them out too?

25                    BOARD SECRETARY:  Sure.

1 JUDGE HOWSIE: The young lady who  
2 usually does that is not here. She's sick.

3 That being said, we'll now have the  
4 Warden's Report.

5 WARDEN HARPER: Good afternoon,  
6 everybody. Visits at the Allegheny County Jail.

7 JUDGE HOWSIE: You know what, I'm  
8 sorry. Forgive me. We're going to go consistent  
9 with the old order that we've been doing.

10 Old Business. My apologies. Old  
11 Business.

12 We have the IIWF Report by Judge  
13 Lazzara regarding the liaison position. Do you  
14 have something you'd like to offer, Ms. Klein?

15 **OLD BUSINESS**

16 MS. KLEIN: I want to apologize to  
17 the audience that I am responsible that we don't  
18 have a name to put forward. I was Downtown in  
19 preparation on March 14th for the meeting to  
20 discuss the liaison. I was distracted. I fell.  
21 I hope it's my only trip ever in an ambulance to  
22 Mercy Emergency Department. The meeting was  
23 canceled. We have not been able to reschedule,  
24 and I just want you to know there was -- it was  
25 no -- nothing nefarious. We desperately want to

1 get this -- get this done. And I apologize. I  
2 was grieving, and I understand family members now  
3 who have lost loved ones how destructive and  
4 painful grief is. Thanks.

5                   CONTROLLER O'CONNOR: Terri, I  
6 would just add, like, we understand things  
7 happen. And you're at all these meetings. You  
8 care. You wanted to get this done a while ago,  
9 so please -- you know, no need to apologize. We  
10 will figure this out. But thank you for your  
11 service to the Board and that subcommittee. I  
12 don't think you've missed a meeting.

13                   MS. KLEIN: I just want people to  
14 understand the reason that we don't have -- I  
15 just want everyone to understand the reason that  
16 we're not able to put forth a name at this  
17 meeting like we have promised.

18                   JUDGE HOWSIE: So Judge Lazzara  
19 also provides the statistics regarding the ACJ  
20 and alternative housing population. As I stated,  
21 she's unable to attend the meeting.

22                   MS. HALLAM: Judge Howsie, I'll  
23 read that report for her. Yeah. She e-mailed  
24 that to us, so I can pull it up and read it for  
25 everyone. If you give me one second here.

1 All right. So this is the report  
2 about the statistics of people incarcerated in  
3 the Allegheny County Jail that Judge Lazzara  
4 presents every month.

5 Okay. This is as of 4:30 p.m. on  
6 April 4, 2023. 1,510 people were in the  
7 Allegheny County Jail, and 120 people were in  
8 alternative housing facilities, excluding any  
9 people with holds by the Federal Government.  
10 Note that people can be held in the jail for  
11 multiple reasons such as probation and parole  
12 detainers, other county holds or sentences.

13 6 percent, or 95 people in the jail  
14 itself are serving a county sentence as the  
15 result of a new conviction. 27 percent, 32 of  
16 120 people in alternative housing, are serving a  
17 county sentence. 20 percent, or 302 people in  
18 the jail itself had a hold from an external  
19 jurisdiction, including other counties or the  
20 state. Two individuals in alternative housing  
21 have a hold from another jurisdiction.

22 43 percent, or 643 people in the  
23 jail itself were detained by Allegheny County  
24 Adult Probation. These individuals were detained  
25 for violating probation on a crime for which they

1 had previously been convicted. Of those,  
2 87 percent or 560 folks were of moderate or high  
3 risk to re-offend based on their Probation Proxy  
4 Risk Score. The remainder were being held for a  
5 variety of reasons, including violent felonies,  
6 awaiting mental health commitments or service  
7 plans, and other reasons related to their own  
8 safety or the safety of the community.

9 28 percent, 34 of 120 people in  
10 alternative housing were detained by Allegheny  
11 County Adult Probation. 88 percent, 30 of 40 of  
12 those detained in alternative housing were of  
13 moderate or high risk based on their Proxy Score.

14 26 percent, or 397 people in the  
15 jail itself, were held pretrial only, meaning  
16 they had no other reason, such as external holds  
17 or detainers, keeping them in the jail. Of these  
18 people, just over 1 percent screened as low risk  
19 for re-offense based on the Allegheny County  
20 Locally Validated Pretrial Risk Instrument  
21 without consideration of the seriousness of the  
22 current offense.

23 15 percent, 18 of 120 people in  
24 alternative housing were held pretrial only.  
25 Only 1 person screened as low risk for re-offense

1 based on Allegheny County's Locally Validated  
2 Pretrial Instrument.

3 93 individuals, approximately  
4 6 percent of the jail population, are currently  
5 being held in the Allegheny County Jail pretrial  
6 only on a monetary bond. Of these individuals, 8  
7 screened as low risk for new criminal activity,  
8 and all but 1 of these individuals were facing  
9 violent charges.

10 Only 7 of 120 people in alternative  
11 housing are held pretrial only on monetary bonds.  
12 Only 1 screened as low risk for new criminal  
13 activity. All pretrial monetary bond cases are  
14 reviewed for possible bail modification.

15 The Allegheny County Jail  
16 population excluding federal holds but including  
17 alternative housing on March 16, 2020, was 2,075,  
18 including 1859 incarcerated individuals in the  
19 jail itself and 216 people in alternative housing  
20 facilities.

21 As of April 4, 2023, the inmate  
22 population of the jail itself was 1,510, a  
23 19 percent decrease. And the alternative housing  
24 population was 120, a 44 percent decrease. The  
25 detainer population in the jail itself on

1 March 16, 2020, was 889, and on April 4, 2023,  
2 was 643, a 28 percent decrease.

3 JUDGE HOWSIE: Any New Business?

4 MS. HALLAM: (Raising hand.)

5 JUDGE HOWSIE: Yes.

6 **NEW BUSINESS**

7 MS. HALLAM: Yeah. So I want to  
8 discuss a document that I sent to the full Board  
9 that we have referenced multiple times in our  
10 conversation here --

11 JUDGE HOWSIE: Before you do that.  
12 I apologize. Mr. Kenstowicz, I don't know how I  
13 skipped you, but could you please come up and  
14 have your three minutes? My apologies. I don't  
15 know how that happened. I just noticed that, so  
16 please forgive me.

17 **PUBLIC COMMENT (cont.)**

18 MR. KENSTOWICZ: Okay. I want to  
19 continue talking about the staffing crisis at our  
20 jail. Let's review. There are 88 vacancies at  
21 our jail for medical and mental health providers.  
22 In 2019, NCCHC found 37 vacancies and called the  
23 vacancies a staffing challenge. That is an  
24 increase of 51 vacancies. We have heard that  
25 half the recruiting class of correctional

1 officers left after their first year. Important  
2 questions. How much forced overtime are staff  
3 experiencing at the jail? How is forced overtime  
4 affecting the families of staff at the jail?  
5 What is the turnover rate of staff who are  
6 experiencing forced overtime?

7 I've mentioned to the Board my work  
8 as a therapist with Mercy's Community Treatment  
9 Team. We had massive turnover on Team 2 where 12  
10 staff resigned in a 13-month period of a staff of  
11 12 people. The daylight, all the on-call shifts,  
12 the evening and weekend med deliveries all had to  
13 be done whether we had 5 staff or 12. We were  
14 constantly training new people. I made over  
15 \$70,000 ten years ago, which was good money for a  
16 social worker, but I seldom saw my wife working  
17 75 to 80 hours a week.

18 Besides empathizing with the jail  
19 staff and their families, the point I'm making  
20 here is that each person that left told me why  
21 they were leaving. The peers at our jail know  
22 why their peers left employment at ACJ. Two  
23 critical questions. Why do people continue to  
24 work at ACJ, and what can the current staff tell  
25 us about why their peers have left? I propose

1 that four different staff satisfaction surveys  
2 being provided to the jail staff, one each for  
3 medical and mental health staff, correctional  
4 officer staff, administration, and ACJ staff who  
5 do not have contact with residents. Informative  
6 staff satisfaction surveys must be relevant to  
7 the experience of staff. Staff's confidentiality  
8 needs to be protected, and a third party such as  
9 DHS needs to provide the survey for the survey to  
10 be valid and reliable. The knowledge the Board  
11 could gain from these surveys would be immense.

12 I have sent the Board a Job  
13 Satisfaction Survey for correctional officers  
14 that was created by my deceased wife who taught a  
15 graduate Capstone Class on Human Resources at  
16 Carlow College by the Correctional Officers Union  
17 and by myself. As you can see, there are 12  
18 questions with the standard format used in HR  
19 with two open-ended questions at the end. What  
20 are your recommendations for improvement that  
21 would reinforce your decision to continue to work  
22 at ACJ, and for your peers that terminated  
23 employment at ACJ, why do you think they left?

24 I think we all know risks of more  
25 deaths at our jail will continue until we know

1 why people continue at our jail -- to work at our  
2 jail and why others decide to leave. We can then  
3 create policies and practices to make relevant  
4 change. Why is the Board resistant to creating a  
5 subcommittee on the staffing crisis at our jail?  
6 What is more important?

7 I appreciate your time.

8 JUDGE HOWSIE: Thank you. Thank  
9 you, sir.

10 Ms. Hallam.

11 **NEW BUSINESS (cont.)**

12 MS. HALLAM: Thank you, Judge  
13 Howsie.

14 So if you remember at multiple  
15 meetings, we have asked the jail and the Warden  
16 to give us legal opinions on certain ways that --  
17 I personally -- I don't want to speak for anybody  
18 else on the Board, believe that both this Board  
19 and the jail are breaking the law. I have yet to  
20 receive -- I've waited months and asked over and  
21 over again for some sort of legal opinion backing  
22 up what the jail is alleging and didn't get one.

23 So fortunately, County Council has  
24 a solicitor. And even though this Board doesn't,  
25 which I think we should talk about later as well,

1 we have a solicitor who gave us a legal opinion.  
2 And again, I've held off on this for a month,  
3 hoping that the county or the jail would send us  
4 something, but they didn't. I shared this with  
5 the full Board, and just want to read a couple  
6 excerpts. And again, if -- I haven't received  
7 anything conflicting this, so we -- I'm going to  
8 presume that the legal opinion by the County  
9 Council Solicitor is correct.

10 So the first issue was about  
11 whether the Allegheny County Jail is in violation  
12 of the solitary confinement ban. I think we've  
13 heard public commentators and I think most of us  
14 in this room probably know that they're breaking  
15 the law, but I thought a legal opinion was more  
16 appropriate. So basically, they point out the --  
17 the Solicitor points out a few of the various  
18 things that have been brought up in numerous  
19 meetings, specifically about how the jail  
20 believes that they are not in violation of the  
21 solitary confinement ban and that they believe  
22 that there is an exception to the restrictions on  
23 solitary confinement when multiple people are  
24 confined together. We have heard the Warden and  
25 jail administration say that over and over again,

1 that it doesn't matter if two people enter a cell  
2 together; they can't be on solitary confinement,  
3 even if they are not allowed out of their cell  
4 for at least four hours a day. That is just  
5 wrong. So the legal argument that was given  
6 about that is that there is a Latin phrase that I  
7 am not going to try to pronounce because it is  
8 Latin, and I don't know Latin, but basically it  
9 is that the singular includes the plural and the  
10 plural includes the singular, and that the same  
11 rule of construction is observed for purposes of  
12 the accountability, conduct and ethics code in  
13 Section 5-1013.03 of the County Code.

14 So basically, even though the  
15 solitary confinement referendum speaks to inmates  
16 and not the plural, that it still applies to the  
17 plural as well. So whether there are two people  
18 in a cell together, or 1 person in a cell  
19 together, or 20 people in a cell together, if  
20 they are not receiving four hours at least out of  
21 their cell each day, they're in solitary  
22 confinement and they need to be reported and that  
23 practice needs to be stopped.

24 The next thing --

25 JUDGE HOWSIE: If I may respond to

1 that.

2 MS. HALLAM: Uh-huh.

3 JUDGE HOWSIE: You probably forgot.

4 You were in that executive session when the  
5 County Solicitor came here and gave you a legal  
6 opinion as to all of these things. You don't  
7 recall?

8 MS. HALLAM: No, I do not.

9 JUDGE HOWSIE: You don't recall  
10 when the then County Solicitor Andy Szefi, met  
11 you in that room and gave you a legal opinion  
12 regarding all this?

13 MS. HALLAM: Do you have it,  
14 because I never received one.

15 JUDGE HOWSIE: Do you recall being  
16 in the executive session when Mr. Szefi was  
17 there?

18 AUDIENCE MEMBER: We want to hear  
19 the rest of it.

20 MS. HALLAM: Not about this. I  
21 would like to continue reading this.

22 JUDGE HOWSIE: You don't recall  
23 that?

24 MS. HALLAM: I did not receive this  
25 about this. We had an executive session about --

1 JUDGE HOWSIE: Does anyone else  
2 recall an executive session where the County  
3 Solicitor came and addressed all your concerns  
4 regarding these issues and offered you an  
5 opportunity to ask any question that you wanted,  
6 and you had none? Was anybody else at that  
7 meeting besides me? Was it just me?

8 BOARD MEMBER: No, I was there.

9 JUDGE HOWSIE: The County Solicitor  
10 was there.

11 MS. HALLAM: And we got legal  
12 opinion from him conflicting this?

13 JUDGE HOWSIE: It doesn't conflict  
14 with this because this is your attorney. The  
15 county --

16 MS. HALLAM: This isn't my  
17 attorney. This is County Council's attorney.

18 AUDIENCE MEMBER: Stop  
19 interrupting.

20 JUDGE HOWSIE: The County  
21 Solicitor -- I'm not interrupting. She's  
22 interrupting me. It's my turn to speak.

23 MS. HALLAM: I was speaking,  
24 actually, when you interrupted.

25 JUDGE HOWSIE: The County Solicitor

1 came and gave you a legal opinion regarding all  
2 of the issues that you brought up right back  
3 there in that room. Andy Szefi.

4 MS. HALLAM: Yeah, I have never  
5 received a legal opinion from the County  
6 Solicitor. I've asked for one repeatedly over  
7 and over again, yet I provided one to the Board,  
8 and we were not provided one from the County.

9 JUDGE HOWSIE: Okay. I guess  
10 I'm --

11 AUDIENCE MEMBER: Then provide it.

12 MS. HALLAM: Yeah, if it exists,  
13 please share it with me.

14 JUDGE HOWSIE: Please stop because  
15 no one was talking to you. Thank you.

16 MS. HALLAM: But truly, I would  
17 like it to be provided --

18 JUDGE HOWSIE: I appreciate that.

19 MS. HALLAM: -- if that exists.

20 JUDGE HOWSIE: Because you keep  
21 coming after me. You're not even supposed to be  
22 talking.

23 AUDIENCE MEMBER: Doesn't matter.  
24 I'll leave.

25 JUDGE HOWSIE: Now you're going to

1 have to leave.

2 AUDIENCE MEMBER: That's right. Do  
3 your job.

4 JUDGE HOWSIE: Appreciate that.

5 MS. HALLAM: Okay. So before I was  
6 rudely interrupted, I was referencing this legal  
7 opinion which talks about how the jail is in  
8 violation of the solitary confinement ban.

9 So first of all, regardless of how  
10 many people are in a cell at a time, if they are  
11 not allowed out for at least four hours, they  
12 are -- the jail is in violation of the solitary  
13 confinement ban.

14 As was referenced in Public  
15 Comment, this was a law that was passed  
16 overwhelmingly by the residents of Allegheny  
17 County. It is binding on you, Warden Harper, and  
18 on the jail administration to follow it. It's  
19 not being followed.

20 The second piece of that is that --  
21 is in reference to partial lockdowns. So even on  
22 the jail's own solitary confinement report that  
23 is published on the website, and I think it's by  
24 the 7th of every month, the solitary confinement  
25 report is posted. Often it lists individual pods

1 or partial lockdowns. So addressing that,  
2 Section 205-31A of the County Code provides an  
3 exception to the restrictions on solitary  
4 confinement for facility-wide lockdowns. The  
5 section provides that if the facility warden  
6 determines that a facility-wide lockdown is  
7 necessary to ensure the safety of persons held in  
8 the facility, that the prohibition on solitary  
9 confinement shall not apply until the warden  
10 determines that the circumstances no longer  
11 exist. The facility warden shall document  
12 specific reasons why any lockdown is necessary  
13 for more than 24 hours and why less restrictive  
14 interventions are insufficient to accomplish the  
15 facility's safety goals.

16 So again, the first requirement is  
17 to utilize the exception is that the lockdown  
18 must be facility-wide. If the lockdown is only  
19 partial, the exception does not apply. So I want  
20 to make sure that is very clear, that unless it  
21 is a facility-wide lockdown, you cannot do it.

22 The exceptions -- or I'm sorry.  
23 The rationale that must be determined if there  
24 are facility-wide lockdown is that, one, the  
25 warden determines the necessity of the lockdown;

1 two, the warden documents specific reasons why  
2 any lockdown is necessary for more than 24 hours;  
3 three, the warden determines why documents --  
4 sorry. I think that's really important here; the  
5 word "documents" why less restrictive  
6 interventions are insufficient; and four, every  
7 effort must still be made to permit daily hygiene  
8 and exercise. These requirements are mandatory.  
9 They are not up to your discretion. If you are  
10 going to do a facility-wide lockdown, these four  
11 requirements must be met, specifically,  
12 documentation why less restrictive interventions  
13 are insufficient.

14 The legal opinion continues to say  
15 that as the lockdowns are only partial, to be  
16 valid, the ACJ would have to meet the other  
17 conditions for solitary confinement.

18 So again, I have not received  
19 anything that conflicts with this, so I would  
20 just like to warn the Board and the Jail that  
21 this is opening us up to a lawsuit. Not just the  
22 Warden himself, not just the County, but the  
23 Members of this Board who refuse to enforce this  
24 law that was passed.

25 What is funny?

1 JUDGE HOWSIE: Anything else?

2 MS. HALLAM: Yeah. I do have more.  
3 Thank you very much.

4 So the next thing is is the Jail  
5 Oversight Board itself, the Chair specifically,  
6 or the non-Chair who acts as the Chair and the  
7 other Members of the Board in violation of  
8 Pennsylvania law by allowing the Deputy County  
9 Manager, Steve Pilarski, to stand in for and vote  
10 in place of the Chief Executive. Again, the  
11 statute is very clear, and I believe a public  
12 commenter pointed it out earlier directly reading  
13 from the statute, what the Board should be  
14 comprised of. It is the County executive, two  
15 judges of the Court of Common Pleas, one who  
16 shall be the President. Judge or their designee,  
17 who shall be a judge and one judge appointed by  
18 the President Judge, the County Sheriff, the  
19 County Controller, the President of County  
20 Council or their designee, and three citizen  
21 members. The statute provides for certain  
22 Members of the Board to be able to send others to  
23 stand in and vote in their place. That is why  
24 you, Judge Howsie, are here, and that is why I am  
25 here as a Member of this Board.

1           It provides that only again the  
2     President Judge and the President of County  
3     Council may appoint a designee.

4           On the Chief Executive, it simply  
5     provides that the Board shall be composed of the  
6     County Chief Executive. There is no similar  
7     provision to that for the President Judge or the  
8     President of County Council to appoint a  
9     designee.

10          There is a canon of construction,  
11     again, more Latin in here, that translates to the  
12     expression of one thing is the exclusion of  
13     another. So basically, because the statute is  
14     very clear that the County Council President and  
15     the President Judge get a designee, that means  
16     that no one else does.

17          Do you -- are you familiar with  
18     that canon on construction, Judge Howsie?

19           JUDGE HOWSIE: Are you done?

20           MS. HALLAM: I'm not done. I'm  
21     asking if you're familiar with that.

22           JUDGE HOWSIE: I have something  
23     when you're done.

24           MS. HALLAM: Okay. Cool. So that  
25     means that the County Executive does not get a

1 designee. If anyone disputes that, I would love  
2 to hear the argument as to it. I have not heard  
3 one from Judge Howsie. I have not heard one from  
4 any other Member of the Board. I have not heard  
5 one from the County Executive because he never  
6 shows up. I have not heard one from the person  
7 who is illegally participating in this meeting in  
8 his place.

9 I think that I, as well as the  
10 other Members of the Board, as well as the  
11 members of the public, deserve an answer for why  
12 this practice has been allowed. I believe it is  
13 detrimental to our oversight work that we are  
14 statutorily required to do, and I think that we  
15 should not allow an illegal designee to sit on  
16 this Board as it opens each of us as Members of  
17 this Board up to liability that I do not feel  
18 responsible for.

19 So I am asking that the other  
20 Members of this Board stand up and follow the  
21 law. You have all received this legal opinion.  
22 If you haven't had the time to read through it, I  
23 would really appreciate if you do. It is not  
24 very long, and it is very clear, but those are  
25 the two basic things in this opinion that I think

1 need to be resolved.

2 JUDGE HOWSIE: Were you able to ask  
3 your attorney -- were you able to ask your  
4 attorney anything about past practices and how  
5 that relates to this rule?

6 MS. HALLAM: I do not think that I  
7 have talked to him about anything about past  
8 practices. When I requested this legal opinion,  
9 I did make him aware of the fact that this is  
10 what the County Executive has been doing his  
11 entire term.

12 We also talked about the fact that  
13 when the current County Executive was the  
14 President of County Council and sat in the seat  
15 that I do now, that he showed up pretty  
16 frequently, but when he was in a position of  
17 power and authority as the County Executive, he  
18 suddenly stopped showing up.

19 JUDGE HOWSIE: If I may. And the  
20 reason why I asked about past practices is  
21 because since this Board's inception, the County  
22 Executive has never consistently showed up to  
23 meetings. The previous Sheriff routinely sent a  
24 designee to attend the meetings, and the previous  
25 County Controller never attended the meetings.

1 More specifically and more  
2 importantly, you, Ms. Hallam, sat on this Board  
3 for well over a year while the County Controller  
4 never showed up and sent a designee, while the  
5 Sheriff on occasion did not show up and sent a  
6 designee, and while the County Executive sent the  
7 other Deputy Manager by the name of Barb Parees.  
8 It is not until now, when Mr. Pilarski has showed  
9 up at these meetings, that you've raised any  
10 concern or objection. You sat there for well  
11 over a year and acquiesced while all of those  
12 people sent designees.

13 So I would encourage you to ask  
14 your attorney how does past practices, how does  
15 that relate to the practice of the County Exec  
16 doing what has been done since day one and  
17 sending a designee that you worked with for over  
18 a year and had no problems with?

19 MS. HALLAM: Yeah. So that was  
20 before I was in law school and knew how to  
21 interpret the law and the Canons of Construction.  
22 So now that I've -- please let me finish. I let  
23 you finish. So now that I'm aware of that, what  
24 I will ask you is in those prior situations that  
25 you're talking about, did anyone object to their

1 presence in the meeting, because I have objected  
2 at the beginning of meetings, and it still  
3 continues. It is barely even acknowledged by  
4 you.

5 JUDGE HOWSIE: You object now.

6 MS. HALLAM: I object as soon as I  
7 was made aware that that was something that I  
8 could object to.

9 JUDGE HOWSIE: You object now.

10 AUDIENCE MEMBER: Past practice  
11 doesn't matter.

12 MS. HALLAM: When I was made aware  
13 of the fact that objecting --

14 JUDGE HOWSIE: Now.

15 MS. HALLAM: -- means something.  
16 So what I'm asking for -- you're going to  
17 reference past practices -- there is a  
18 difference. There was not a past practice of  
19 someone objecting to the participation during  
20 roll call of someone who is an illegal designee.

21 JUDGE HOWSIE: There was a past  
22 practice of people sending their designees since  
23 the day the Board was initiated.

24 MS. HALLAM: So we've been  
25 violating the law for all those years.

1 JUDGE HOWSIE: We -- you weren't  
2 here.

3 MS. HALLAM: We the County.

4 JUDGE HOWSIE: What is your next  
5 issue?

6 MS. HALLAM: No, I'm very -- I'm  
7 very concerned about that. It's not a next issue  
8 that I want to move on to. I want to ask you if  
9 you think that that makes a difference, that now  
10 someone is objecting --

11 JUDGE HOWSIE: I told you --

12 MS. HALLAM: -- over and over and  
13 over again.

14 JUDGE HOWSIE: Absolutely, it makes  
15 a difference.

16 MS. HALLAM: And so why now is the  
17 person who's being objected to in clear violation  
18 of State law still being permitted to participate  
19 in the meetings?

20 JUDGE HOWSIE: For that same reason  
21 that you allowed it to go on for an entire year  
22 plus while you sat at every Board meeting.

23 Could you move on to your next  
24 issue?

25 MS. HALLAM: I will not because I'm

1 wondering what that reason is.

2 JUDGE HOWSIE: Well, if you're not  
3 moving on, we're going to move --

4 MS. HALLAM: Are you alleging that  
5 new information does not change a situation?

6 JUDGE HOWSIE: What I am alleging  
7 is that you should speak with your attorney and  
8 get more information about past practices.

9 Do you have something else?

10 MS. HALLAM: Do you have a specific  
11 statute that you're citing, because I am citing  
12 with tons of information --

13 JUDGE HOWSIE: Right.

14 MS. HALLAM: -- here -- sources.  
15 So you do not believe that we are breaking the  
16 law every single meeting by allowing a designee  
17 to participate?

18 JUDGE HOWSIE: Yes or no. Are you  
19 moving on to your next discussion?

20 MS. HALLAM: Yes or no, do you  
21 agree that we are violating the law every single  
22 meeting by allowing an illegal designee to  
23 participate in this Board as a Member of the  
24 Board?

25 JUDGE HOWSIE: Mr. Pilarski is no

1 more illegal than everyone else is; the designees  
2 that you sat with and you have had an opinion.

3 MS. HALLAM: That is false. You're  
4 a legal designee. I am a legal designee.

5 JUDGE HOWSIE: Mr. Harper, please  
6 go on with your report.

7 MS. HALLAM: Judge Howsie, I would  
8 like to remind you that we are equal members of  
9 this Board, you and I.

10 JUDGE HOWSIE: Thank you.

11 WARDEN HARPER: Good afternoon.

12 MS. HALLAM: Not Mr. Pilarski, but  
13 you and I are.

14 WARDEN HARPER: Good afternoon,  
15 Board Members.

16 MS. HALLAM: And I would like you  
17 to please respect me when we are operating in  
18 this capacity as a Jail Oversight Board.

19 WARDEN HARPER: Visits at the  
20 Allegheny County Jail.

21 The jail hosted visits for our  
22 juveniles for the second time on March 18th. The  
23 jail is working on plans to resume contact visits  
24 for incarcerated kitchen workers in May. The  
25 jail has seen its total number of contactless

1 visits more than triple since expanding to all,  
2 regardless of COVID-19 vaccination status since  
3 February 13th.

4 Last week a total of 150  
5 individuals received contactless visits.

6 Therapy Dog.

7 The jail welcomed its first therapy  
8 dog to the facility in March. And now, I would  
9 like to turn it over to our Deputy Health Service  
10 Administrator, Renee Madden, to talk more about  
11 our therapy dog.

12 MS. MADDEN: So last month, we  
13 started our therapy dog program for the juvenile  
14 population. We know that research demonstrates  
15 that animal-assisted therapy can increase  
16 literacy skills and focusing in school settings,  
17 can reduce overall symptoms of depression or  
18 anxiety, improved moods, self-esteem, and promote  
19 positive peer interactions. It can also teach  
20 compassion and empathy for individuals who are  
21 participating.

22 So this is a voluntary program for  
23 our juveniles. They're all screened beforehand  
24 for allergies, any potential trauma triggers  
25 prior to participating. And we have Link who

1 comes in. He's a seven-year-old Australian  
2 Shepherd. He's very sweet. He comes into the  
3 jail and goes down to the school where the  
4 juveniles are during the day, and he joins small  
5 groups with them.

6 So we're really excited to have  
7 this started.

8 WARDEN HARPER: Thank you, Ms.  
9 Madden.

10 Reintegrative Services. The jail  
11 alternative housing staff held informational  
12 sessions for the alternative housing programs  
13 with the Foundation of Hope and the Veterans  
14 Recovery Center. The jail also transferred 67  
15 individuals to alternative housing during March.

16 The jail's diversion staff held  
17 informational sessions with the Public Defender's  
18 Trial Division to improve collaboration and  
19 utilization of the jail's diversion program. A  
20 total of 32 individuals were released to  
21 inpatient treatment through the diversion program  
22 in March.

23 A total of 85 individuals were  
24 assisted in completing medical assistance  
25 applications to ensure that they have health

1 insurance upon release from the facility during  
2 March.

3 Reentry Services. The Say Serve  
4 Program has hired a new instructor, and the jail  
5 will resume offering that class later this month.

6 Training. A total of 605 staff  
7 members have completed verbal deescalation and  
8 interpersonal communication training. As we've  
9 noted previously, this training is in addition to  
10 and serves as to reinforce the mandatory  
11 instruction that all frontline staff, to include  
12 correctional officers, undergo during job  
13 training. Training has included mental health  
14 first-aid, suicide prevention, mental health  
15 disorders, CPR, and first-aid. Interpersonal  
16 communication, professionalism and ethics, drug  
17 awareness, and the legal aspects of corrections  
18 among others. This initial -- once initially  
19 trained, additional classes including  
20 recertification of CPR and First-Aid will be  
21 offered on a rotating basis.

22 Chaplain's Department.  
23 Approximately 170 individuals are participating  
24 in Ramadan this year. They received  
25 double-portion dinner trays and a Suhoor bag to

1 consume prior to sunrise. All those who complete  
2 the fast also participate in a fast meal at the  
3 conclusion of Ramadan. To ensure that we  
4 accommodate the needs of those participating in  
5 this observance, the jail begins the planning  
6 process months in advance. It takes a tremendous  
7 amount of teamwork, planning and coordination  
8 with the multiple jail divisions. I would like  
9 to thank all of those staff members who worked so  
10 hard together to make this religious observation  
11 possible.

12 The Chaplain's Department is  
13 currently working on organizing and implementing  
14 the next steps for live religious programming  
15 with the goal of beginning in May. This phase  
16 involves bringing back more staff and  
17 volunteer-led live workshops and prayer services  
18 for our Protestant, Catholic, and Muslim inmates.  
19 These are the three largest religious groups in  
20 our facility. We are currently working to ensure  
21 that all new and returning volunteers have the  
22 necessary clearances and updated training that  
23 all the logical health and security-related  
24 concerns are addressed so that we can implement  
25 this change smoothly and safely.

1           Throughout the pandemic, religious  
2 programming has been conducted through video  
3 services on the pod that was created by  
4 volunteers and through a rotation of staff-led  
5 live services on the pod.

6           Additionally, staff chaplains have  
7 been present all through the pandemic to meet the  
8 one-on-one with -- to meet one-on-one with  
9 participants seeking pastoral care and to provide  
10 important religious articles such as head  
11 coverings, Bibles, Qurans, Rosaries, and more.

12           Recruitment. The jail recently  
13 hired a talent acquisition specialist to bolster  
14 our recruiting efforts for both correctional and  
15 civilian staff members. The jail participated in  
16 the recruitment fairs at the University of  
17 Pittsburgh and Seton Hill University in March and  
18 is scheduled to attend a career fair at Indiana  
19 University of Pennsylvania later this month.

20           Additionally, the jail conducted a  
21 two-day outreach event for criminal justice  
22 classes at Beattie Career Center and hosted  
23 criminal justice students from the Pittsburgh  
24 Technical College and Penn State Greater  
25 Allegheny in March.

1                    Discharge and Release.    The  
2    Discharge and Release Center assessed 337  
3    individuals in March.    The Discharge and Release  
4    Center continues to make referral to the  
5    community for services and assistance and to  
6    provide resources to assist individuals upon  
7    their release.

8                    The NCCHC Update.    The NCCHC  
9    reviews -- the NCCHC Reviews recommendation that  
10   our staff provide as much privacy as possible  
11   when communicating with inmates about healthcare  
12   issues.    As a result of this recommendation, we  
13   are in the process of eliminating all cell-side  
14   interviews.    This has already taken place on our  
15   mental health pods, where the exam treatment  
16   rooms have been designated and equipped with  
17   needed medical equipment, tables and chairs for  
18   these interviews.

19                    The next phase will equip the  
20   segregation units in the treatment rooms so that  
21   they can be prepared to discontinue cell-side  
22   interviews.    Then the jail will roll out this  
23   change to our general population units.

24                    We have also implemented our  
25   chronic care unit where medically vulnerable

1 inmates would live. And now, I would like to  
2 turn it over to Dr. Brinkman to discuss our  
3 critical care unit.

4 HSA DR. BRINKMAN: Our efforts to  
5 create a Chronic Care Unit actually began in  
6 early 2020, thwarted by the pandemic like so many  
7 things, and have been able to move forward as our  
8 COVID restrictions and staffing has improved in  
9 recent months.

10 We received feedback from NCCHC's  
11 Mortality Review and found new ways to improve  
12 our original plans to support opening of this  
13 unit. We have completed our first phase of  
14 transferring chronic care patients from  
15 throughout the facility to centralize the housing  
16 location on 5-Echo.

17 We're incredibly excited for these  
18 possibilities that such a unit brings us, and we  
19 know that we'll be increasing the -- by  
20 increasing the efficiency of our staff, we'll --  
21 we'll allow for time saved by our medical  
22 assistants, nurses, providers, behavioral health  
23 team members, and will immediately return that  
24 time directly back to patient care and a  
25 continuity of care in preparation for release.

1                   WARDEN HARPER: We would like to  
2 finally announce that Sergeant Christopher Barker  
3 and Registered Nurse Sandy Durso have been  
4 selected as Employees of the Month for the month  
5 of March.

6                   Last thing I would like to talk  
7 about is NA Services at the Allegheny County  
8 Jail. And as we previously stated, NA services  
9 have been provided by our Foundation of Hope  
10 participants and our Hope Program. We have sent  
11 clearance paperwork for individuals interested in  
12 providing NA services to different individuals,  
13 and we have not received the clearance paperwork  
14 at this time. If you know of anybody that would  
15 like to provide NA services at our jail, please  
16 have them contact us so that we can get the  
17 clearance paperwork to them so that we can get  
18 more NA services at our jail.

19                   Now I would like to turn it over to  
20 Chief Deputy Warden Jason Beasom.

21                   CHIEF DEPUTY WARDEN BEASOM: Thank  
22 you, Warden. Good afternoon, Board.

23                   Staffing. I'll begin with a  
24 Staffing update. I have the privilege of  
25 announcing that Ms. Connie Clark has been

1 promoted to the Assistant Deputy Warden for  
2 Programs and Services. So congratulations Deputy  
3 Clark. It's well deserved.

4 The jail began a new academy class  
5 on Monday, March 27th, which consisted of 14  
6 cadets. Over the last two weeks, we've completed  
7 nine physical agility sessions and have an  
8 additional session scheduled for next Tuesday,  
9 April 11th. To date, for those agility tests, we  
10 had 60 candidates sign up. Of those, 27  
11 participated, which is a 45 percent show rate.

12 Out of the 27 that participated, 18  
13 passed this portion, which is a 66 percent pass  
14 rate.

15 State Transfers. We currently have  
16 26 males, 0 females with 300 Bs, 3 males with  
17 detainers, and 9 males with open cases. The  
18 longest wait time on a 300 B was received on  
19 February 10th, and the shortest wait time was  
20 received on March 29th.

21 Currently, Federal inmates in the  
22 facility, a total of 57. 43 of those are United  
23 States Marshall holds, and 14 are federal  
24 transfers for Allegheny County Court.

25 Use Of Force. And our Use of Force

1 Numbers for March, 2023 was 31.

2 I'll pass it back to Dr. Brinkman  
3 for the healthcare report.

4 HSA DR. BRINKMAN: From our old  
5 business, for COVID-19 updates, while we  
6 recognize that COVID-19 has not been eradicated,  
7 we've seen stability in its impact in our  
8 population. Transmission rates remain low for  
9 over the past year, and with that, I dedicate  
10 time spent on this reporting to other major  
11 initiatives. We're focused on support on -- to  
12 support quality improvement, program expansion,  
13 and staffing. So I'm not going to be reporting  
14 on COVID procedures moving forward.

15 Medication for Opioid Use Disorder  
16 and the Expansion of Efforts.

17 From the month of March, there were  
18 13 prescribed oral Naltrexone, with one receiving  
19 their Vivitrol injection prior to community  
20 release. 97 were treated on Suboxone and 12  
21 individuals were treated on Sublocade. Of these,  
22 9 patients were transitioned from Suboxone to  
23 Sublocade to support their recovery.

24 Methadone continuation services  
25 have treated 40 individuals, with currently 22

1 patients. Our health services team at ACJ has  
2 been continually expanding medication-assisted  
3 treatment since 2017. At that time we added our  
4 Vivitrol program, which has been inducting  
5 patients for opioid and alcohol use disorder.  
6 Since that first expansion, we encountered major  
7 speed bumps but not barriers. We never stopped  
8 moving forward. There were a variety of  
9 obstacles from access to the different forms of  
10 MOUD treatments, federal regulations, community  
11 provider resources, in addition to our internal  
12 policy procedure and educational needs.

13           When recognizing delays, we  
14 prioritize the patients who had established care  
15 in order to maintain their recovery while  
16 continuing to support the reduction of  
17 post-incarceration overdose. Despite  
18 encountering those speed bumps, we've seen our  
19 patients served increase as well as -- as we've  
20 expanded. We've been able to care for over  
21 120 patients in the Vivitrol program since its  
22 inception. Our Buprenorphine program grew  
23 exponentially from 2020 to 2021, growing from 3  
24 to 263 and far more now.

25           Our Sublocade program has treated

1 over 150 patients, and Methadone programming has  
2 treated over 100 patients.

3 With each milestone, we found ways  
4 to ensure our patients transfer to alternative  
5 housing locations have been able to continue  
6 their services.

7 To support reduction of overdose  
8 post-incarceration, we've continuously encouraged  
9 former incarcerated individuals to receive and  
10 learn to use Narcan. In 2022 our Narcan kits  
11 distributed were at 600.

12 Lessons learned from these  
13 expansions have taught us areas to ensure  
14 thorough strategic planning to avoid unintended  
15 consequences. Not only does ACJ need to have the  
16 resources available prior to induction, but the  
17 community as well to ensure these patients can  
18 reenter the community and continue their  
19 recovery.

20 Currently, we're evaluating the  
21 scope of induction services to determine the full  
22 extent of resources needed to accomplish the  
23 goal, both within the facility and externally, to  
24 support post-incarceration stability.

25 Torrance. For Torrance, in the

1 month of March, eight patients were admitted and  
2 transferred to Torrance State Hospital. 20 were  
3 committed to Torrance State Hospital. Four  
4 patients have their commitments to Torrance for  
5 competency restoration rescinded due to clinical  
6 stabilization. And currently, 32 patients are  
7 awaiting admission to Torrance State Hospital,  
8 with the longest waiting since January 6th.

9 Mental Health Data. For mental  
10 health data in the month of March, zero  
11 individuals were identified as Tier V in the tier  
12 system, and 24 unique individuals were identified  
13 as a Tier IV in the mental health tier system.

14 Sick Call Requests. As of today,  
15 our sick call requests for medical are at a total  
16 of nine, with the longest waiting four days.

17 Our sick call requests for mental  
18 health equal one with the longest waiting one  
19 day.

20 Psychiatrists are at 108 with the  
21 longest waiting 22 days, and mental health  
22 specialists are at 7 with the longest waiting one  
23 day.

24 You'll see in the Warden's Report  
25 for Staffing that our vacancy rate is reported

1 along with the adjusted rate when factoring in  
2 our contracted employees. Our permanent employee  
3 rate is 54.25 percent, decreasing down to 29.59  
4 percent from the supplementation of our  
5 contracted employees. Moving forward, you'll be  
6 able to find this in the report, and I will not  
7 verbally report out those rates.

8 Recruitment Efforts. Our  
9 recruitment efforts continued. The Warden stole  
10 my thunder when he talked about our attendance at  
11 the University of Pittsburgh's Women and Public  
12 Safety Expo, which was held in honor of Women's  
13 History Month.

14 Healthcare Successes. For  
15 healthcare successes, I've been able in the past  
16 to give recognition to our staff for their  
17 incredible work, but I'm even more proud to share  
18 recognition that was provided to us directly from  
19 a patient. While he was not with us long, the  
20 feedback shared was filled with gratitude.  
21 Specifically, he thanked his routine nurse that  
22 "keeps my blood pressure perfect." The patient  
23 stated "5-star rating."

24 I understand that we are not  
25 perfect overall, though I would like to say that,

1 ultimately we are seeing significant improvements  
2 in a variety of areas. We will always have more  
3 work to do, which is why the process is called  
4 continuous quality improvement.

5 And that's all I have this  
6 afternoon.

7 WARDEN HARPER: So, Your Honor, we  
8 are available for any questions you may have.

9 JUDGE HOWSIE: I do have one  
10 question. I have a couple of questions.

11 The first is how many of your  
12 incarcerated individuals observed Ramadan? I'm  
13 just curious. Do you have any idea?

14 WARDEN HARPER: So I reported out  
15 that there was 170 that are participating in  
16 Ramadan.

17 JUDGE HOWSIE: I apologize. I  
18 missed that.

19 And if you can speak to the  
20 cell-side visits and discontinuing that. What is  
21 the approach that you're currently taking?

22 WARDEN HARPER: So, Your Honor,  
23 what we -- the approach that we're currently  
24 taking is that we're starting off with our mental  
25 health population. So what we've done on our

1 mental health pods is we created exam rooms for  
2 the physical assessment, and we've created  
3 behavior treatment rooms for our behavior health  
4 providers to conduct behavior health interviews  
5 with our mental health population. So that has  
6 been up and running.

7 And what we also did is we met with  
8 all of the providers. We met with operational  
9 staff as a team to talk about the plan and how  
10 we're going to implement the plan. So then we  
11 went up, and we toured the mental health pod with  
12 the providers, operational staff, program staff,  
13 to show them exactly how we want this done and to  
14 also solicit input from the providers as to how  
15 we can improve the process.

16 It was a very good meeting. This  
17 is the first week that we've fully implemented  
18 it. It's a work in progress. So the next step,  
19 Your Honor, is we're going to work on our  
20 segregation units, and then we're going to go to  
21 our general populations.

22 JUDGE HOWSIE: What do you think  
23 the time frame is for rolling it out to the  
24 entire facility?

25 WARDEN HARPER: I'm hope -- I'm

1 hoping in a couple of months, Your Honor.

2 JUDGE HOWSIE: Couple of months.

3 One more question. NA Services, are they  
4 currently being provided? I know there was some  
5 discussion about people not being permitted into  
6 the building. Are they currently provided?

7 WARDEN HARPER: Yes, on our Hope  
8 Program.

9 JUDGE HOWSIE: So the Hope pod is  
10 providing NA services?

11 WARDEN HARPER: Yes, sir.

12 JUDGE HOWSIE: All right. That was  
13 my question. Ms. Hallam.

14 MS. HALLAM: Thank you. I do have  
15 some questions, actually.

16 My first question is are you saying  
17 that 12-step meetings are only being provided on  
18 the Hope pod?

19 WARDEN HARPER: NA services are  
20 provided right now only on the Hope pod.

21 MS. HALLAM: So if I'm incarcerated  
22 at the jail, and I'm not on the Hope pod, how do  
23 I go to a 12-step meeting?

24 HSA DR. BRINKMAN: There are  
25 12-step meetings for Alcoholics Anonymous on our

1 Veterans' pod with our substance use patients as  
2 well as Hope pod. So those are three different  
3 areas that are covered, but only one for  
4 Narcotics Anonymous.

5 MS. HALLAM: Is that because of  
6 some sort of study that you did showed you that  
7 that's the only place where people who suffer  
8 from a substance use disorder are housed, or why  
9 are we excluding the rest of the pods?

10 HSA DR. BRINKMAN: They're the only  
11 areas we've had access to have volunteers come  
12 in.

13 WARDEN HARPER: So as I stated  
14 before, Ms. Hallam, if you know anybody that  
15 would like to provide those services, please send  
16 their names and their information to us so we can  
17 provide more Narcotics Anonymous classes to the  
18 entire population.

19 MS. HALLAM: Yeah. If you  
20 remember, for many meetings, there was a couple  
21 who came here asking to provide those meetings in  
22 the jail and were being denied.

23 WARDEN HARPER: And we sent them  
24 clearance forms on several occasions and we have  
25 not received those forms, ma'am.

1 MS. HALLAM: I will reach out to  
2 them and get them to submit them to you.

3 WARDEN HARPER: Yes, ma'am.

4 MS. HALLAM: Thank you. Okay.  
5 Where do I start? All right.

6 So the first thing is I want to  
7 address whoever put together the pod breakdown of  
8 the use of force statistics. I just -- but I  
9 don't know who that was -- who I should address  
10 it with you -- that I want to address the  
11 question to. I just want to understand there are  
12 three, I guess, categories of use of force that  
13 were used, and I was just wondering if you could  
14 define them for me. Control techniques, taser --  
15 I have a pretty good idea what that one means,  
16 but then active countermeasures.

17 CHIEF DEPUTY WARDEN BEASOM: So  
18 we're getting into definitions that are contained  
19 within our policy, our Use of Force Policy,  
20 Ms. Hallam. I can't get into that in a public  
21 meeting. I provided that information at your  
22 request.

23 MS. HALLAM: Right.

24 CHIEF DEPUTY WARDEN BEASOM: The  
25 location, the amount, and the type of force that

1 was used. That's as far as I can go in this  
2 forum.

3 MS. HALLAM: Okay. So you can't  
4 tell me like what it means to do control  
5 techniques versus what it means to do active  
6 countermeasures?

7 CHIEF DEPUTY WARDEN BEASOM:  
8 Correct.

9 MS. HALLAM: Okay. Is that -- are  
10 those terms that are specific to the Allegheny  
11 County Jail, or are those general corrections  
12 terms?

13 CHIEF DEPUTY WARDEN BEASOM: Those  
14 are general terms.

15 MS. HALLAM: Okay. So I can maybe  
16 look them up is what you're saying and get a  
17 definition, but you can't provide it in this  
18 forum?

19 CHIEF DEPUTY WARDEN BEASOM: The  
20 definitions are in the policy. I'd be happy to  
21 show it to you if you come to the jail or in  
22 executive session, I can show you the definitions  
23 of them.

24 MS. HALLAM: Okay. Next question  
25 is about -- I know at a previous meeting it was

1 brought up about visits for the children who are  
2 incarcerated in the jail, that they were  
3 restricted to once a month, and I was wondering  
4 if that had been changed, that they are getting  
5 more frequent opportunities for visits now?

6 WARDEN HARPER: The juveniles will  
7 not be getting more frequent visits. The next  
8 category of inmates that's going to receive  
9 contact visits is our kitchen workers, and that's  
10 going to take place in May. And then the next  
11 population we're going to deal with is our  
12 programming population, inmates that's  
13 participating in programs.

14 So you got to realize that when we  
15 do provide those contact visits, we provide those  
16 contact visits on separate Saturdays of the  
17 month. So right now, that's the schedule thus  
18 far.

19 MS. HALLAM: Okay. And when you  
20 say program, do you mean they actually have to be  
21 on a program pod or is it just anyone who takes  
22 one of the classes?

23 WARDEN HARPER: Inmates that are  
24 participating in programs.

25 MS. HALLAM: Right. And I'm asking

1 if programs are like the Hope pod, the Veterans'  
2 pod or if like the -- if I participate in the  
3 Stinking Thinking class, do I get contact visits?

4 WARDEN HARPER: Any inmates that's  
5 participating in programs, we're going to try to  
6 incentivize them for taking the programs. So  
7 we're going to try to work on all inmates that  
8 want programming. We're going to try.

9 MS. HALLAM: So classes equal  
10 programs?

11 WARDEN HARPER: Yes, ma'am.

12 MS. HALLAM: Thank you. That's  
13 what I was trying to get at. I appreciate that  
14 very much.

15 And talking about visits, I have  
16 been talking to various attorneys lately who had  
17 talked about attorney visits being restricted,  
18 specifically that in 2017 actually when Judge  
19 Howsie was the Chief Public Defender, that there  
20 was some kind of agreement made that -- that  
21 opened the window from 8:30 a.m. to 8 p.m. for  
22 attorneys to visit clients, and that recently  
23 some attorneys were made aware that during count  
24 times they were unable to come in for visits with  
25 their clients. Can someone speak to that?

1 CHIEF DEPUTY WARDEN BEASOM: So if  
2 you show up -- if an attorney shows up to the  
3 facility during a count time, that's a lockdown  
4 time that we have to -- that we have to do a head  
5 count to it. So obviously that's one of the  
6 basic responsibilities we have is to verify the  
7 location of everybody housed in the facility.

8 If an attorney shows up prior to  
9 the count time, we'll get the attorney upstairs  
10 with their client, and that can continue through  
11 count time. So I don't know if that answered --

12 MS. HALLAM: Yeah, it did. So  
13 basically, you're saying if they're there already  
14 before count starts, they don't get kicked out,  
15 but they can't enter during count time?

16 CHIEF DEPUTY WARDEN BEASOM:  
17 Correct.

18 MS. HALLAM: And that has always  
19 been the policy?

20 CHIEF DEPUTY WARDEN BEASOM: As far  
21 as I can remember.

22 MS. HALLAM: Okay. So they've  
23 always been restricted from coming during certain  
24 times in that 8:30 to 8 p.m. window?

25 CHIEF DEPUTY WARDEN BEASOM: Yes.

1 MS. HALLAM: Okay. And what are  
2 those times that they're restricted?

3 CHIEF DEPUTY WARDEN BEASOM: Our  
4 morning count is at 11 a.m., and then we shut  
5 down movement at 2:30 p.m. for shift change and  
6 then a 3:00 count.

7 MS. HALLAM: So is it 11 a.m. until  
8 3 p.m., or what are the windows? Like 11 to  
9 what, 2:30 to what?

10 CHIEF DEPUTY WARDEN BEASOM: If the  
11 attorney is there before the count time starts,  
12 as long as we can get that person to the location  
13 with --

14 MS. HALLAM: I understand that.

15 CHIEF DEPUTY WARDEN BEASOM: --  
16 their client there, so there's not -- so I can't  
17 say it's five minutes, but depending on how many  
18 people are in visits, how long the check-in takes  
19 on how fast their client gets to the location,  
20 you know?

21 MS. HALLAM: Well, I more mean if  
22 I'm an attorney and I show up at 11:05 a.m., I'm  
23 going to be told I have to wait until count is  
24 over.

25 CHIEF DEPUTY WARDEN BEASOM: You

1 have to wait until the count clears.

2 MS. HALLAM: So how long does that  
3 take?

4 CHIEF DEPUTY WARDEN BEASOM: That  
5 depends on the day. It's not a set time.

6 MS. HALLAM: 20 minutes? Two  
7 hours?

8 CHIEF DEPUTY WARDEN BEASOM: It  
9 could be up to an hour.

10 MS. HALLAM: Up to an hour?

11 CHIEF DEPUTY WARDEN BEASOM: Yeah.

12 MS. HALLAM: And so it is up to an  
13 hour after 3 p.m. as well. So basically, 11 to  
14 noon, 2:30 to 4?

15 CHIEF DEPUTY WARDEN BEASOM:  
16 Basic -- yeah, I'd say about more 2:45 until 4.

17 MS. HALLAM: Okay. And what is the  
18 rationale for not allowing attorneys to come  
19 during count?

20 CHIEF DEPUTY WARDEN BEASOM:  
21 Because we need -- at that time, we're not  
22 letting anybody move within the facility until we  
23 verify the presence of everybody and that those  
24 counts are accurate, so.

25 MS. HALLAM: Okay. Oh, you're

1 saying that because you're doing count, you  
2 cannot take someone and move them while that's  
3 processing, but if it happened before or after,  
4 then it's okay?

5 CHIEF DEPUTY WARDEN BEASOM: Yeah.

6 MS. HALLAM: All right. And again,  
7 I just want to clarify that nothing new has  
8 happened. There wasn't new signage posted at the  
9 jail that changed those restrictions, the times  
10 when attorneys can come?

11 CHIEF DEPUTY WARDEN BEASOM: Not  
12 that I'm aware of.

13 MS. HALLAM: Okay. Thank you.

14 JUDGE HOWSIE: If I may -- if I  
15 may, historically in the jail, attorneys were  
16 asked to leave during count time, and that is  
17 something that this administration has been more  
18 flexible. When attorneys are there during count  
19 time, they're just not permitted to go upstairs,  
20 or they have to remain wherever they are. But  
21 historically, if you came close to 2, 2:30, you  
22 were not permitted to come in. You were not  
23 allowed to enter the facility at all. So  
24 that's -- they're not asked to leave. You just  
25 can't move around in the facility during count

1 times, so you have to wait.

2 MS. HALLAM: Yeah. I understand  
3 they're not asked to leave. I had just heard  
4 that they were being restricted on the times that  
5 they could come, that they were -- formerly there  
6 was no restriction about count and that now it  
7 was instituted again. That's not true. Okay.

8 JUDGE HOWSIE: Restriction in a  
9 sense that they're not permitted to move around  
10 the facility, but in the past, going back before  
11 2011, there were -- you were not permitted to  
12 enter the facility during count time. That's not  
13 the case now.

14 MS. HALLAM: Okay. I appreciate  
15 that clarification.

16 My next question is specifically,  
17 you know, Ms. Klein and I were speaking earlier  
18 before the meeting about the population of  
19 children incarcerated in the jail had increased,  
20 and that now it's about 22 I think we saw  
21 today -- 22 children are incarcerated in the ACJ.  
22 And so I know at a previous meeting, it had been  
23 brought up about how they are treated in the eyes  
24 of the jail as adults.

25 So I want to specifically ask how

1 many children were strip-searched in the jail in  
2 the past year?

3 WARDEN HARPER: There's no way that  
4 we could provide that data as to how many  
5 juveniles have been strip-searched. We don't  
6 keep that data, ma'am.

7 MS. HALLAM: You don't keep data of  
8 strip searches?

9 WARDEN HARPER: We don't keep data  
10 on how many juveniles we strip search, ma'am.

11 MS. HALLAM: Well, that sucks, but  
12 okay. Is there a reason why you don't keep track  
13 of when -- you know, such an invasive search  
14 being conducted?

15 WARDEN HARPER: We've never done  
16 it, ma'am.

17 MS. HALLAM: Okay. But there's no  
18 reason, just that it's never been done before?

19 WARDEN HARPER: We don't keep track  
20 of any individuals of how often we strip search  
21 them.

22 MS. HALLAM: Is there not a log --  
23 I know we've referenced earlier the log of each  
24 pod, there's not a log -- like is that documented  
25 in the log when a strip search happens? So it

1 could happen like 100 times a day, and there  
2 would be no record of it?

3 WARDEN HARPER: We have no record,  
4 ma'am.

5 MS. HALLAM: Okay. The next  
6 question is is there any additional precautions  
7 that are taken when children are strip-searched  
8 compared to when adults are strip-searched in the  
9 jail?

10 WARDEN HARPER: Juveniles are  
11 treated as adults, so there's no extra  
12 precautions as far as a juvenile being  
13 strip-searched from an adult offender. They are  
14 adults -- they committed an adult crime, so we  
15 treat them as such.

16 MS. HALLAM: Even if they're 14  
17 years old?

18 WARDEN HARPER: They committed an  
19 adult crime, and we treat them as such, ma'am.

20 MS. HALLAM: Well, they were a --  
21 yeah, allegedly had committed an adult crime,  
22 right?

23 WARDEN HARPER: If they're in our  
24 facility, ma'am, we treat -- we strip search them  
25 as we strip search our other adult offenders.

1 MS. HALLAM: Okay. Next question  
2 is about I had received reports about multiple  
3 overdoses that happened among specifically  
4 kitchen staff in the past few weeks, and I was  
5 just wondering if you could speak to that, why  
6 the Board was not made aware of that, if any of  
7 those individuals -- if you have investigated how  
8 they got the drugs? If you had to take anybody  
9 to the hospital? Can you just give us a little  
10 detail around that?

11 WARDEN HARPER: That's something  
12 that I will not discuss in this forum, ma'am. We  
13 can discuss that in an executive session.

14 MS. HALLAM: Okay. Can you confirm  
15 that multiple people in the kitchen have  
16 overdosed in the past few weeks?

17 WARDEN HARPER: I'm not going to  
18 discuss that in this forum, ma'am.

19 MS. HALLAM: Why will you not  
20 discuss that in this forum?

21 WARDEN HARPER: I feel that it  
22 would be jeopardizing the safety and security of  
23 the facility discussing it in this forum.

24 MS. HALLAM: But is there a  
25 specific Sunshine Exemption that you're

1       referencing why you will not speak about it in  
2       this forum?

3                   WARDEN HARPER:   Again, Ms. Hallam,  
4       I'll be more than happy to speak to any Board  
5       Member about that in an executive session.

6                   MS. HALLAM:   Okay.  I'm just mainly  
7       concerned because I had to hear about it from not  
8       you, from not any of your administration, from  
9       not anyone on this Board.  How are we to know  
10      that these things are happening generally?  If  
11      there's an overdose in the jail, how is the Jail  
12      Oversight Board to be made aware of that?  Do I  
13      have to ask every day?

14                  WARDEN HARPER:   Ms. Hallam, I will  
15      be more than happy to discuss that with the Board  
16      Members in an executive session.  I'm not going  
17      to discuss that in this forum.

18                  MS. HALLAM:   I am not asking for  
19      you to discuss specifically the overdoses that  
20      recently happened.  What I'm asking you to  
21      discuss is how the Board is to know when  
22      incidents like that happen generally.

23                  WARDEN HARPER:   I think how the  
24      Board would know is if the individual has been  
25      transported to an outside facility and the doctor

1 at the outside facility says, hey, notify the  
2 emergency contact. That has been the procedure  
3 in the past as to when we would notify the Board  
4 and/or the emergency contact. So we will still  
5 keep that same process.

6 MS. HALLAM: Only if the doctor  
7 requests it are you alerting the Jail Oversight  
8 Board?

9 WARDEN HARPER: Yes, ma'am.

10 MS. HALLAM: Wow. Okay.

11 Next question is going to be -- I  
12 heard some reference -- a public commenter that I  
13 very much appreciate the statistics that you've  
14 been sharing about post-incarceration overdoses.  
15 It is something that is very near and dear to my  
16 heart. I have lost a lot of people that I love  
17 who were released from the jail and died of  
18 overdose. And I'm fortunate that I was not one  
19 of those statistics that were referenced in your  
20 public comment.

21 And so, Dr. Brinkman, you  
22 referenced specifically giving Narcan out as  
23 people are being released, but I'm wondering if  
24 there's any other tools that are being given to  
25 people when they're incarcerated or when they're

1 preparing for release to prevent -- you know, to  
2 either encourage safe drug use after they leave  
3 or to help prevent overdose?

4 HSA DR. BRINKMAN: Harm reduction  
5 as a whole is discussed in a mainstay of our  
6 substance use residential treatment program. So  
7 that is anyone who is participating in our  
8 substance use programs, harm reduction is the  
9 underlying current for all of it.

10 MS. HALLAM: And how many people  
11 are currently participating in that program?

12 HSA DR. BRINKMAN: I don't have  
13 those numbers in my head.

14 MS. HALLAM: Are you talking about,  
15 like, the people who get MAT?

16 HSA DR. BRINKMAN: MAT, as well as  
17 the programming that we have -- have been doing  
18 since, I think, early 2000s.

19 MS. HALLAM: But we already know  
20 that we're not introducing people to medications  
21 for opioid use disorder. We're only giving it to  
22 people who are already on it when they came into  
23 the jail. So I'm just wondering, all those other  
24 people who were actively using drugs prior to  
25 entering the Allegheny County Jail, how are we

1 ensuring that they don't die of an overdose after  
2 they leave the jail?

3 HSA DR. BRINKMAN: They -- anyone  
4 that would potentially, like, go through detox  
5 protocols or things like that, we're making  
6 connection with to attempt to get them to join  
7 our substance use programming. So we're publicly  
8 trying to involve them in treatment while they're  
9 with us, even if it isn't MAT.

10 MS. HALLAM: And is it all based  
11 off self-disclosure at Intake? Like do I need to  
12 come in the jail and say I'm actively using? I  
13 need to be in detox protocol for that to be  
14 initiated?

15 HSA DR. BRINKMAN: Well, we would  
16 be doing things like a urine drug screen to see  
17 if that's a concern. And with the monitoring  
18 that happens in Intake to determine if somebody  
19 would be withdrawing, would allow them to be  
20 assessed and potentially start detox protocols.  
21 That's the largest captive audience we have to  
22 try to -- I don't want to say recruit, but really  
23 try and get them to join programming.

24 MS. HALLAM: Okay. And what type  
25 of harm-reductions practices are implemented for

1 those folks?

2 HSA DR. BRINKMAN: There's --  
3 there's a lot of education in the curriculum. So  
4 it's all based on what's going on in the  
5 curriculum and in their individual sessions.

6 MS. HALLAM: Right. So can you  
7 give me some topics that are covered? I'm  
8 wondering like are we talking like needle  
9 exchanges? Are we talking like fentanyl test  
10 strips, or like what kind of harm-reduction  
11 practices? Don't use alone? I mean, what?

12 HSA DR. BRINKMAN: No. Sorry. It  
13 was just the way you said that. There's -- it's  
14 talking about understanding that once you've had  
15 a period of sobriety that you would be at higher  
16 risk for overdose and understanding what your own  
17 recovery is so that you can make those decisions.  
18 So it's all what's happening in typical  
19 counseling sessions. It's going to be very  
20 specific to the patient.

21 MS. HALLAM: Okay. But you do talk  
22 about tolerance. It's not all abstinence-based  
23 counseling?

24 HSA DR. BRINKMAN: Absolutely not.  
25 Abstinence only doesn't work for everybody.

1 MS. HALLAM: I agree. And MOUD  
2 induction. I know you referenced it.

3 HSA DR. BRINKMAN: Uh-huh.

4 MS. HALLAM: I mean, you know, when  
5 I tell you, we have heard it referenced for, I  
6 mean, years -- I feel like it's been -- I keep  
7 saying months, but eventually this turned into  
8 years that we were being told MOUD induction is  
9 going to start. Can -- I know a staff person was  
10 hired specifically around the MOUD program, and  
11 I'm just wondering if you can give a realistic  
12 timeline for when that induction on medications  
13 would start?

14 HSA DR. BRINKMAN: There is already  
15 induction on Vivitrol. So I just want to be  
16 clear that MOUD and MAT is a very broad spectrum.  
17 So there are options for people to be inducting  
18 there.

19 But we are trying to figure out  
20 what that full scope would be so that we know all  
21 the resources that we're going to need, because  
22 it's not only the resources within the facility.  
23 It's also resources so that these people will  
24 have support as they leave and have a home clinic  
25 since they wouldn't have had home clinics coming

1 to us.

2 MS. HALLAM: Okay. So how are you  
3 deciding who you're starting on Vivitrol?

4 HSA DR. BRINKMAN: That's voluntary  
5 based on the patients.

6 MS. HALLAM: So anybody who says I  
7 want Vivitrol can get it?

8 HSA DR. BRINKMAN: There would be  
9 some -- there would -- they would be meeting. We  
10 do a screening process on an evidence-based  
11 screening tool, and then they would be doing some  
12 lab work to make sure that they're appropriate  
13 candidates medically.

14 MS. HALLAM: And why the  
15 distinction between Vivitrol and other methods of  
16 MOUD and MAT?

17 HSA DR. BRINKMAN: In all honesty,  
18 it occurred before I joined the jail, so I don't  
19 know what the decision-making was at that time.

20 MS. HALLAM: Does anyone else know  
21 it? What were you saying, the first dose?

22 MS. KLEIN: My understanding was  
23 that the first dose of Vivitrol was administered  
24 free.

25 HSA DR. BRINKMAN: So we do oral --

1       there's an oral pill that you can get -- take  
2       while you're in our care and that at release, we  
3       initiate the first injection.

4               MS. HALLAM:   Yeah.   I'm just  
5       wondering why more people aren't having access to  
6       that in other -- like other methods of MOUD.   So  
7       we are evaluating patients to decide whether or  
8       not they are applicable -- the drug is applicable  
9       for them?

10              HSA DR. BRINKMAN:   Right.

11              MS. HALLAM:   But we're limiting it  
12       to Vivitrol.

13              HSA DR. BRINKMAN:   That's the only  
14       area that we have the full access to do complete  
15       induction for.

16              MS. HALLAM:   And is that like a  
17       legal thing?   I mean, I'm just trying to  
18       understand why you only have access to that.

19              HSA DR. BRINKMAN:   No.   It's a  
20       resource thing.   As I talked about earlier, we  
21       have to make sure that we, internally and in the  
22       community, can support the volume of patients.

23              AUDIENCE MEMBER:   I can help.

24              MS. HALLAM:   Yeah.   It sounds like  
25       there's some really great resources around here

1 to help with that. And I know -- I mean, a year  
2 and a half ago, I had a conversation with a  
3 methadone provider who was super willing to work  
4 with the jail, and those conversations ceased.  
5 And so I'm just wondering if like you're the  
6 person I should talk to to try and reconnect  
7 that. Because I had been under the impression  
8 all this time that there was a methadone provider  
9 that the jail had been working with to try to  
10 figure out the logistics of.

11 HSA DR. BRINKMAN: We do. And  
12 they're currently providing services.

13 MS. HALLAM: But not for induction?

14 HSA DR. BRINKMAN: Not yet, no.

15 MS. HALLAM: The next question I  
16 have was I know every election we're hearing  
17 reports about how many people are participating  
18 in voting in the jail. And I'm wondering if the  
19 jail is taking any additional efforts to increase  
20 those numbers, because they seem to have around  
21 like 10 to 20 people in the jail out of, you  
22 know, 1,500 every election.

23 WARDEN HARPER: Every time we have  
24 an election, we always make sure that the  
25 incarcerated individuals are aware that they can

1 vote. We post posters on the pod. We educate on  
2 the tablets. We got a video on the tablets. I  
3 mean, we're going to continue to make sure that  
4 the incarcerated individuals are knowledgeable  
5 about the election as we've done in the past.

6 MS. HALLAM: So, I know that. I  
7 know what you do already. I'm just wondering if  
8 there's anything new that has been done looking  
9 at those numbers saying these are kind of  
10 disappointing.

11 WARDEN HARPER: I mean, if you have  
12 any ideas as to how we can increase it, we are  
13 willing to listen to the ideas. But any idea  
14 that anybody can provide to us how we can  
15 increase voting in our jail, send us your ideas.  
16 We'll look at it.

17 MS. HALLAM: Okay. I just know  
18 that multiple organizations, nonpartisan  
19 organizations, have come here and given public  
20 comments offering to help. And I know there was  
21 another organization, I believe it's All Voting  
22 is Local, that had offered to do that in the  
23 past, and then COVID had kind of put a damper on  
24 plans. So who is the person for those  
25 organizations to reach out to about those

1 initiatives?

2 WARDEN HARPER: They can reach out  
3 to me, Chief Beasom, or the Deputy.

4 CHIEF DEPUTY WARDEN BEASOM: Mr.  
5 Pitchki, who runs the AIU, also handles a lot of  
6 the election coordination. They have  
7 communications out already about if you are  
8 registered, how you go about voting. If you want  
9 to register, how you can get registered. So that  
10 process has already started.

11 Mr. Pitchki works with our  
12 caseworker pool to get that information out to  
13 all the housing units. So -- but if those  
14 organizations can reach out to, like I said,  
15 Mr. Pitchki or anybody that the Warden just said,  
16 we can -- we'll put them in contact.

17 MS. HALLAM: Okay. Great.

18 The next question is what are the  
19 visiting hours, or are they different on each  
20 pod? Are they consistent throughout the jail?

21 CHIEF DEPUTY WARDEN BEASOM: You're  
22 talking social visits?

23 MS. HALLAM: Yeah, visiting. It  
24 doesn't need to be contact.

25 CHIEF DEPUTY WARDEN BEASOM: Not

1 attorney visits that you're asking?

2 MS. HALLAM: Not attorney visits,  
3 correct.

4 CHIEF DEPUTY WARDEN BEASOM: So we  
5 open the visiting lobby at 8 a.m., and that goes  
6 through right before the 11:00 count. We resume  
7 after that, about noon, until 2:30. And then  
8 again after the 3 p.m. count -- 3 -- I believe  
9 3:30, 4 p.m. until 7 p.m. the last visit goes  
10 upstairs.

11 MS. HALLAM: So it is similar to  
12 the attorney?

13 CHIEF DEPUTY WARDEN BEASOM: Very  
14 similar, yeah.

15 MS. HALLAM: And who is denied  
16 in-person visits?

17 CHIEF DEPUTY WARDEN BEASOM: Who is  
18 denied?

19 MS. HALLAM: Like is there  
20 anyone -- like if I showed up at the jail to  
21 visit someone, is there someone who could be, you  
22 know, on a tier status or in a -- or on RHU or  
23 anything like that that would not be allowed to  
24 receive a visit?

25 CHIEF DEPUTY WARDEN BEASOM:

1 Anybody on a Tier IV or V status if they're not  
2 deemed to be safe out-of-cell, then they  
3 wouldn't. We would deny the visits.

4 Anybody on segregated housing is  
5 approved on a case-by-case basis after the visit  
6 is requested.

7 MS. HALLAM: Okay. Next question  
8 is, you know, specifically, you're referencing  
9 Tier IV and V. So, you know, we were told at a  
10 previous meeting some conflicting information,  
11 specifically about Tier IV and V and out-of-cell  
12 time. And I think it was Dr. Brinkman who  
13 specifically said that there was no default  
14 denial of rec for those tiers, IV and V.

15 HSA DR. BRINKMAN: I'm not sure I  
16 understand what you're asking, default what?

17 MS. HALLAM: At a previous meeting,  
18 I don't remember if it was the last meeting or  
19 the meeting before, you had stated that Tier --  
20 folks who are classified under Tier IV and V are  
21 not automatically denied rec time.

22 HSA DR. BRINKMAN: Correct. What?

23 MS. HALLAM: Are folks who are on  
24 Tier IV or V allowed to have rec?

25 HSA DR. BRINKMAN: If somebody is

1       deemed so unsafe that they should not be able to  
2       be out of their cell, then they would not be able  
3       to come out of their cell. But Tier IV and Vs  
4       are offered the four hours.

5                   MS. HALLAM: Okay. But, you know,  
6       I have seen e-mails. I have seen statements in  
7       previous Jail Oversight Board meetings that  
8       contradicts that, that said that Tier IV and V  
9       inmates do not receive out-of-cell rec during  
10      their time under that status. And you're saying  
11      that's not true, that it's only certain  
12      individualized determinations that are made?

13                   HSA DR. BRINKMAN: The only  
14      exceptions would be when the providers made the  
15      recommendation that they shouldn't come out.

16                   MS. HALLAM: Okay. But everyone  
17      else on Tier IV and V gets four hours of rec a  
18      day at least?

19                   HSA DR. BRINKMAN: Right.

20                   MS. HALLAM: Okay. The other thing  
21      is, and I know it was brought up in a public  
22      comment about the story from PA Spotlight and  
23      PIIN. Has -- have you all read that article  
24      specifically about Rachel Bridgemen?

25                   (No response.)

1 MS. HALLAM: Yeah, did the Board  
2 get an opportunity to read that article? It's  
3 very interesting. Basically a summary of her  
4 situation is that she was at the ACJ for stealing  
5 a bag of chips allegedly. She was placed on a  
6 behavioral health hold. The ACJ designated her  
7 as a Tier V. She was subjected to inhumane  
8 conditions that forced her to beat her face into  
9 the wall. I have seen her injuries myself.

10 Only after a law firm sent a letter  
11 on Rachel's behalf that informed Warden Harper  
12 and Dr. Brinkman that keeping her in these  
13 conditions violated the Constitution, ADA, and  
14 the solitary confinement referendum did they drop  
15 her categorization down to a Tier III.

16 After she got more out of cell time  
17 and had contact with other people, shockingly,  
18 her mental health condition improved drastically.  
19 And even after her condition improved enough that  
20 she was able to communicate with the law firm  
21 staff, she was able to -- they were able to track  
22 down her sister. Her family had never even been  
23 contacted about any of her medical incidences,  
24 about her incarceration. They had no idea she  
25 was even in jail. And I hadn't heard that part,

1 but a public commenter had said that her family  
2 actually assumed that she was dead and was  
3 hanging out wanted posters.

4 And so have you learned anything  
5 from reading about this experience, about how it  
6 can better serve individuals under our Tier  
7 classification system?

8 WARDEN HARPER: First of all,  
9 Ms. Hallam, you know that we cannot talk about  
10 pending litigation. So we're not going to talk  
11 about any pending litigation.

12 And I think all of us will agree  
13 that we try to do everything in our power to make  
14 sure that the experiences of our incarcerated  
15 individuals is appropriate, but --

16 AUDIENCE MEMBER: (Laughter.)

17 WARDEN HARPER: -- but as far as  
18 pending litigations, we cannot discuss that.

19 MS. HALLAM: Okay. Generally, have  
20 you changed any of the policies and procedures  
21 around the tiered mental health system in the  
22 past year or two?

23 WARDEN HARPER: No.

24 MS. HALLAM: All right. Do folks  
25 on the Tier IV and V get contact visits?

1                   WARDEN HARPER: No.

2                   MS. HALLAM: Just by default, they  
3 don't get contact visits?

4                   HSA DR. BRINKMAN: As the Warden  
5 talked about earlier, the only contact visits  
6 we're doing are juveniles, kitchen workers and  
7 programs.

8                   MS. HALLAM: Uh-huh. What about  
9 phone calls?

10                  HSA DR. BRINKMAN: Based on the  
11 assessment that would have been done to determine  
12 what their safety level was. They're not  
13 provided access to things like that, which is  
14 pretty typical with somebody who might be on an  
15 involuntary hold.

16                  MS. HALLAM: Okay. But no one Tier  
17 IV or V gets phone calls?

18                  HSA DR. BRINKMAN: Correct.

19                  MS. HALLAM: Does anyone on Tier IV  
20 or V get tablet access?

21                  HSA DR. BRINKMAN: No.

22                  MS. HALLAM: Is anyone on Tier IV  
23 or V allowed to have personal items in their  
24 cell?

25                  HSA DR. BRINKMAN: Not to my

1 recollection.

2 MS. HALLAM: Okay. Not even like  
3 photos, letters, anything like that, commissary  
4 items, anything?

5 HSA DR. BRINKMAN: I don't think  
6 so.

7 MS. HALLAM: Are they able to  
8 exercise in the gym?

9 HSA DR. BRINKMAN: That's based on  
10 the provider's assessment of their stability.

11 Board MEMBER: So there are some  
12 folks who are classified under Tier IV or V who  
13 are able to exercise in the gym?

14 HSA DR. BRINKMAN: Based on the  
15 provider's recommendation.

16 MS. HALLAM: Right. So yes, there  
17 are some?

18 HSA DR. BRINKMAN: Yes.

19 MS. HALLAM: Are people on Tier IV  
20 or V able to participate in any jail programming?

21 HSA DR. BRINKMAN: No. At that  
22 time they're -- the primary focus is to stabilize  
23 them so that they could be able to participate in  
24 other things.

25 MS. HALLAM: Okay. So then another

1 thing, you know, going back to something that I  
2 read in the media because that seemed to be like  
3 a consistent theme that I, as a Jail Oversight  
4 member, read and hear a lot in the media more  
5 than I get out of this meeting from you all -- so  
6 Dr. Brinkman, you did an interview with NPR. Do  
7 you recall that interview?

8 HSA DR. BRINKMAN: Yes.

9 MS. HALLAM: Okay. And so during  
10 that interview, you actually discussed an  
11 incarcerated individual's lab results in  
12 highlighting the successes of the jail's medical  
13 program. Do you remember talking about that?

14 HSA DR. BRINKMAN: I don't remember  
15 the details off the top of my head right now.

16 MS. HALLAM: Okay. I can read the  
17 quote for you. So the host says -- this was on  
18 November 5th. "Can you give us an example of  
19 what the medical crisis was?" And then you gave,  
20 you know, a pretty detailed explanation, "Because  
21 the team was able to see -- to be seeing the  
22 patient a little bit sooner than they would have  
23 been waiting, they saw he had some unusual lab  
24 values when they were doing their standard  
25 primary care visit and were able to get them more

1           urgently to a higher level of care so that they  
2           can get taken care of because of those warning  
3           signs that we found."

4                           Do you remember saying that?

5                           HSA DR. BRINKMAN:   Something like  
6           that, yes.

7                           MS. HALLAM:   Yeah.   So I'm  
8           wondering if you believe that that general  
9           discussion of a medical incident at the Allegheny  
10          County Jail and listing the healthcare services  
11          that an incarcerated individual received is a  
12          violation of HIPAA?

13                          HSA DR. BRINKMAN:   Those do not  
14          meet the criteria for protected health  
15          information.

16                          MS. HALLAM:   Right.   I didn't think  
17          so, but yet here over and over again at these  
18          meetings, we are denied that same level of  
19          general information.   And I'm just wondering what  
20          the difference is between NPR and the Jail  
21          Oversight Board?

22                          HSA DR. BRINKMAN:   Usually, the  
23          context of what I'm being asked for is much more  
24          detailed than that.

25                          MS. HALLAM:   No.   I mean,

1 specifically one of the things that I had asked  
2 about, the number and type of healthcare services  
3 that incarcerated individuals receive, whether at  
4 the jail or at the hospital, not anything about  
5 an individual person. So what is the difference  
6 between those two things?

7 HSA DR. BRINKMAN: There's  
8 different reasons that we had said that we  
9 weren't sharing that information other than just  
10 HIPAA. And I believe we talked about that at  
11 length, so I'm not going to repeat it.

12 MS. HALLAM: But it's just that we  
13 talk about it and you say that we can't get this  
14 information, and then I hear it on the radio and  
15 I read about it in the newspaper, and I'm just  
16 wondering if you could clarify what the  
17 difference is between telling NPR that an  
18 incarcerated individual had some unusual lab  
19 values and was taken to the hospital, and telling  
20 the Jail Oversight Board when an incarcerated  
21 individual has unusual lab values and is taken to  
22 the hospital?

23 HSA DR. BRINKMAN: I'm not going to  
24 further discuss that in this forum.

25 MS. HALLAM: Okay. So you don't

1 see a difference there, because I don't see one  
2 at all.

3 HSA DR. BRINKMAN: I'm not going to  
4 further discuss that in this forum.

5 MS. HALLAM: Okay. The next  
6 question is so in the Warden's Report about the  
7 healthcare services; it says that there were 25  
8 individuals that were taken to the emergency room  
9 from February 16th to March 15th. Can you speak  
10 generally about what some common reasons were for  
11 incarcerated individuals being taken to the  
12 emergency room?

13 WARDEN HARPER: Ms. Hallam, there's  
14 no way we would know that at this time, ma'am,  
15 and we would not discuss that in this forum.  
16 There's no way we would know why 25 individuals  
17 were transferred to an emergency room.

18 MS. HALLAM: In the past three  
19 months, there were nearly 100 emergency room  
20 runs.

21 WARDEN HARPER: Well, you just said  
22 25. It's nowhere --

23 MS. HALLAM: That was in the past  
24 one month.

25 WARDEN HARPER: What I'm saying is

1 we would not have that information to discuss  
2 that now, and nor would we discuss that in this  
3 forum, Ms. Hallam.

4 MS. HALLAM: And why would you not  
5 discuss that in this forum?

6 WARDEN HARPER: I don't think that  
7 it would be appropriate to discuss that in this  
8 forum, Ms. Hallam.

9 MS. HALLAM: Because of what  
10 reason?

11 WARDEN HARPER: HIPAA reasons,  
12 safety and security reasons. If you want  
13 information to that nature, we'd be more than  
14 happy to discuss all of that with you in an  
15 executive session.

16 MS. HALLAM: So you believe that  
17 talking generally, not about an individual's  
18 specific medical diagnosis or medical treatment,  
19 but generally about medical treatment for  
20 incarcerated individuals, is not something you  
21 can discuss in this forum?

22 WARDEN HARPER: I don't think we  
23 can discuss that in this forum, ma'am.

24 MS. HALLAM: I am pretty sure  
25 you're wrong, but we can revisit that at another

1 time.

2 What about surgeries? So in the  
3 past three months, it lists 13 surgeries. Do you  
4 remember any of those 13 surgeries and why those  
5 are happening?

6 WARDEN HARPER: No, ma'am.

7 MS. HALLAM: Okay. What about the  
8 cost of how much it costs the jail to -- or the  
9 County to transport someone to the hospital?

10 WARDEN HARPER: We don't have that  
11 information.

12 MS. HALLAM: Is that information  
13 that you would be able to get?

14 WARDEN HARPER: I'm not sure,  
15 ma'am.

16 MS. HALLAM: Okay. Please look  
17 into that for the next meeting. I would like to  
18 know specifically how much it costs to transport  
19 an incarcerated individual to the hospital, and  
20 how much a hospital stay costs, whether it's a  
21 per day, per week, how much we're paying for  
22 these individuals to go to the hospital.

23 And out of any general hospital  
24 visits, surgeries that were required, does the  
25 jail ever receive feedback about how these

1 emergency runs or surgeries could have been  
2 prevented via care at the jail?

3 HSA DR. BRINKMAN: I'm not sure  
4 what kind of feedback you are asking that we  
5 would get.

6 MS. HALLAM: I'm just wondering if  
7 someone goes to the hospital, does the jail ever  
8 say, hey, if they would have gotten this medical  
9 treatment, it wouldn't have come to this? This  
10 is something that could be added to their  
11 healthcare plan in the jail while they're in the  
12 jail's custody.

13 HSA DR. BRINKMAN: We -- as a team,  
14 we look at what kind of quality improvement  
15 measure we can make.

16 MS. HALLAM: And do you do that for  
17 every person that is taken to the hospital?

18 HSA DR. BRINKMAN: I can't say for  
19 sure.

20 MS. HALLAM: So going forward, you  
21 know, I would very much like that information,  
22 and how many incarcerated individuals are  
23 hospitalized every month, how long they're  
24 staying there.

25 And also, you know, the CDC and

1 Health Departments and hospitals are already  
2 reporting, you know, number information. We're  
3 not asking for any uniquely identifying medical  
4 information, but just generally, you know, what  
5 type of procedures and healthcare services are  
6 being offered to incarcerated individuals.

7 WARDEN HARPER: And Ms. Hallam, we  
8 will provide you all of that information, but we  
9 will only provide that in an executive session.  
10 We're not going to provide all that information  
11 in this open forum.

12 MS. HALLAM: You keep saying that,  
13 but like, when?

14 WARDEN HARPER: We will provide you  
15 all that information but in an executive session.

16 MS. HALLAM: And if all these --  
17 you know, dozens of executive sessions that you  
18 keep referencing, why haven't you called one to  
19 provide that information?

20 JUDGE HOWSIE: It's not for him to  
21 call. It's for you to call. If you want --

22 MS. HALLAM: I can call an  
23 executive session?

24 JUDGE HOWSIE: If you would like to  
25 have an executive session, you can have it.

1       However, the ones that we've had, and for  
2       whatever reason you can't remember being there,  
3       the information that was shared.

4                   Do you have another question?

5                   MS. HALLAM: I never said I was not  
6       in executive session. I specifically earlier was  
7       referencing not receiving a legal opinion.

8                   JUDGE HOWSIE: Ms. Hallam, if I  
9       may, a lot of the questions you ask out here,  
10      you've been given answers back there. And for  
11      whatever reason, when you get out here, you don't  
12      remember the discussion or remember the answers.  
13      It's disingenuous.

14                  MS. HALLAM: When is the last time  
15      we've had an executive session, Judge Howsie?

16                  JUDGE HOWSIE: We have a -- when  
17      you wanted to discuss the deaths in the jail.

18                  MS. HALLAM: That is the only  
19      executive session -- the information I have  
20      received, and you forbid me from talking about it  
21      in this session.

22                  JUDGE HOWSIE: But you went back  
23      there. You had an opportunity to ask that -- the  
24      people that came, every question you wanted about  
25      every death in the jail, the manner, the cause of

1 death, how it occurred. There was -- every  
2 person was discussed in detail, and you sat back  
3 there. You had no questions, and you come out  
4 here and you say no one ever tells me why people  
5 die in the jail, and it's not true. It's  
6 disingenuous.

7 MS. HALLAM: Judge Howsie, have I  
8 once asked a question about a death in the jail  
9 since that executive session?

10 JUDGE HOWSIE: Whether it's the  
11 death in the jail, whether it's the referendum,  
12 whether it's a legal opinion, whether it's why  
13 someone was taken to the hospital, you get this  
14 information, have access to it.

15 MS. HALLAM: I do not.

16 JUDGE HOWSIE: And you disregard  
17 the information the minute you hit this stage.

18 Do you have another question?

19 MS. HALLAM: I will clarify. The  
20 one thing that we have got information from, and  
21 it was about the deaths in the jail, and I was  
22 told I was not allowed to bring that up in  
23 meetings, and I have not.

24 JUDGE HOWSIE: That's not the only  
25 thing. It's not.

1 MS. HALLAM: That is what -- and  
2 when was that executive session?

3 JUDGE HOWSIE: Ms. Hallam, you've  
4 had countless executive sessions. You had one  
5 regarding the weapons that are being confiscated  
6 in the jail.

7 MS. HALLAM: Correct. That was  
8 one. I haven't asked about that.

9 JUDGE HOWSIE: It's countless. And  
10 you've -- and you for whatever reason, when you  
11 come out here, you act as if you've never had the  
12 information and you ask these questions and it's  
13 disingenuous because you get the information.

14 Could you please move on?

15 MS. HALLAM: I believe that what  
16 you're saying right now is disingenuous, because  
17 I do agree that we had two executive sessions  
18 that were about those two things, the deaths in  
19 the jail and weapons in the jail, and we were  
20 told that we could not talk about anything that  
21 was brought up in those meetings. I have not  
22 talked about anything that was brought up in  
23 those meetings. And I'm specifically asking all  
24 these other questions that I'm still never  
25 getting answers to, things that are not

1 appropriate for executive session that are being  
2 refused to us as a Board in this setting without  
3 any explanation as to why they won't be shared  
4 with us.

5 JUDGE HOWSIE: Do you have another  
6 question?

7 MS. HALLAM: Why do we have public  
8 meetings if everything is to be discussed in  
9 executive session?

10 JUDGE HOWSIE: Do you have another  
11 question?

12 MS. HALLAM: I have plenty more  
13 questions.

14 JUDGE HOWSIE: Let's hurry up.  
15 We're --

16 MS. HALLAM: Okay. The next thing  
17 is -- you know, speaking of the questions that  
18 I'm asking that are not getting answered, I want  
19 to reference again the Jail Oversight Board's  
20 statute that is very clear that one of our --  
21 this Board's duties are the oversight of the  
22 health and safekeeping of incarcerated  
23 individuals and the confirmation of the Chief  
24 Executive's selection of the Warden. So that  
25 actually, you know, reminds me, Warden Harper,

1       could you tell us when you were confirmed as the  
2       Warden by this Board?

3                   JUDGE HOWSIE:   That's the -- what  
4       does that have to --

5                   WARDEN HARPER:   I don't have that  
6       information available, ma'am.  I don't remember.

7                   MS. HALLAM:   Were you confirmed by  
8       this Board?

9                   JUDGE HOWSIE:   No one on this Board  
10      was present when he was confirmed.

11                  MS. HALLAM:   That's why I'm asking  
12      him himself and not anyone on this Board.

13                  JUDGE HOWSIE:   Why does it matter?  
14      What does that --

15                  AUDIENCE MEMBER:  It matters.

16                  JUDGE HOWSIE:   Why?

17                  AUDIENCE MEMBER:  Let her answer  
18      it.

19                  JUDGE HOWSIE:   Why does it matter?  
20      Why does that matter, Ms. Hallam?

21                  AUDIENCE MEMBER:  It matters.

22                  JUDGE HOWSIE:   Ms. Hallam,  
23      Ms. Hallam.

24                  MS. HALLAM:   I'm sorry.  I can  
25      answer you after I get an answer to my previous

1 question.

2 JUDGE HOWSIE: Why does that  
3 question matter?

4 MS. HALLAM: It is the law, and I  
5 thought that, you know, with judges and other,  
6 you know, experienced people on this Board that  
7 we would follow the law. And it seems that over  
8 and over again we're not, so I would like to  
9 hear --

10 JUDGE HOWSIE: What does a question  
11 about him being confirmed have to do with  
12 anything when he's about to leave?

13 MS. HALLAM: Is he?

14 JUDGE HOWSIE: And there's about to  
15 be a new County Exec. Why are you --

16 MS. HALLAM: Are you leaving,  
17 Warden Harper?

18 JUDGE HOWSIE: -- asking about what  
19 happened 12 years ago? Meaning whenever the  
20 County Exec -- a new County Exec comes in, he's  
21 already indicated he won't be working there  
22 anymore. So why do we need to talk about what  
23 happened 12 years ago?

24 MS. HALLAM: We don't know who the  
25 next County Executive is yet.

1 JUDGE HOWSIE: Ridiculous. We know  
2 it won't be Rich Fitzgerald.

3 MS. HALLAM: But anyways, I would  
4 not -- I do not appreciate you acting as a filter  
5 between the rest of the Board Members and the  
6 jail.

7 JUDGE HOWSIE: It's not that.

8 MS. HALLAM: It is.

9 JUDGE HOWSIE: You know, what it  
10 is --

11 MS. HALLAM: I would like for  
12 Warden Harper to please answer my question.

13 JUDGE HOWSIE: -- I'm only  
14 saying -- I'm only saying, Ms. Hallam, what  
15 everyone else is thinking. You drag these  
16 meetings out. You ask these questions  
17 ad nauseam. Most of them you've had the answer  
18 to, and you just drag it out looking for I-gotcha  
19 moments.

20 MS. HALLAM: No.

21 JUDGE HOWSIE: If you have a  
22 legitimate question, ask it.

23 MS. HALLAM: I am asking a  
24 legitimate question that I have wondered for some  
25 time. I have read -- re -- Jail Oversight Board

1 meeting minutes going back. I have never seen a  
2 confirmation. It is timely because it was,  
3 again, brought up by public comment today, and so  
4 I'm wondering if you could tell me if you were  
5 confirmed as the Warden of the jail by the Jail  
6 Oversight Board?

7 WARDEN HARPER: I do not remember  
8 at this time.

9 MS. HALLAM: Okay. Thank you very  
10 much. My -- and in going along to that, you  
11 know, continuing along with the statute is -- the  
12 statute is very clear that the Board shall  
13 investigate allegations of inadequate prison  
14 conditions and improper practices occurring with  
15 the prison, blah, blah, blah, the papers and  
16 records of the Warden, and those relating to  
17 individual incarcerated individuals shall at all  
18 times be available for inspection by the Board.

19 So I just want to remind you that  
20 you do have a statutory duty to provide the  
21 information that you are refusing to provide us  
22 here.

23 The next thing is that, you know,  
24 we got those NCCHC Reports, and I do want to  
25 state for the record, again, that I thought it

1 was very disingenuous for Mr. Bacharach, I'm  
2 guessing the Warden's legal counsel, to deliver  
3 that report to us two months after it was  
4 published and at the beginning of our last Jail  
5 Oversight Board meeting. I believe that that was  
6 intentional so that we did not have time to  
7 review it prior to the last meeting, and hoping  
8 that we wouldn't ask about it at the next  
9 meeting. So I just want to say that any  
10 information to be presented to this Board, it has  
11 been requested by Judge Howsie, along with the  
12 rest of us, that we are given information to be  
13 discussed at the Board meeting ahead of time.  
14 Putting it in our lap at the start of a meeting  
15 is super -- just shady. Please don't do that  
16 anymore.

17 But that -- one of the things that  
18 report said is that the mental health staff at  
19 the jail lacked resources and independence to  
20 administer cases based on industry standards and  
21 that staff reported that there are residents with  
22 significant mental health issues that they cannot  
23 adequately care for.

24 I'm wondering if you could respond  
25 to that.

1           WARDEN HARPER: The only response  
2 to that -- I'm going to give is the  
3 recommendations made by NCCHC, as I stated  
4 before, we're working to try to resolve a lot of  
5 the recommendations, implement the  
6 recommendations as I stated before. So we're  
7 going to continue to implement the suggestions  
8 from the NCCHC. And that's all I can say as far  
9 as that report.

10           MS. HALLAM: Were one of the  
11 suggestions about the uniform standards, because  
12 I saw that that was updated around the same time  
13 that that report came out, and it was referenced  
14 in a public comment today about the uniform  
15 standards being updated regarding professional  
16 standards for uniforming?

17           WARDEN HARPER: I don't understand  
18 the question, Ms. Hallam.

19           MS. HALLAM: You updated the  
20 Uniform Standards Policy at the jail, and it was  
21 updated at a similar time that the NCCHC report  
22 came out, and I'm asking if that was the reason  
23 for the change in that policy.

24           WARDEN HARPER: The NCCHC has  
25 nothing to do with the update of our uniform

1 policy, no.

2 MS. HALLAM: What was the reason  
3 for the update of the uniform policy,  
4 specifically, the language that was referenced  
5 earlier, the professional standards?

6 WARDEN HARPER: It was due for an  
7 update, so we updated it.

8 MS. HALLAM: Okay. Can you explain  
9 what those professional standards are?

10 WARDEN HARPER: I cannot.

11 MS. HALLAM: Why can you not  
12 explain that?

13 WARDEN HARPER: Because I can't. I  
14 need to look at the policy and see exactly what  
15 it is. So Ms. Hallam, I cannot explain that at  
16 this time.

17 MS. HALLAM: Okay. I would  
18 appreciate you bringing that to the next meeting.

19 Another question I have is about  
20 the grievance system. So I know I hear from  
21 incarcerated individuals that I talk to a lot  
22 about the grievance system and that they feel  
23 that grievances go unanswered, not responded to.  
24 So I was wondering if you could tell me what is  
25 the purpose of the jail's grievance system.

1 CHIEF DEPUTY WARDEN BEASOM: Are  
2 you talking about complaints from inmates?

3 MS. HALLAM: Uh-huh.

4 CHIEF DEPUTY WARDEN BEASOM: What  
5 do you mean "the purpose"?

6 MS. HALLAM: What is the purpose of  
7 the system? Is it to identify problems? Is it  
8 to help resolve problems? Is it to keep a log of  
9 problems? What is the reasoning for it?

10 CHIEF DEPUTY WARDEN BEASOM: All  
11 the above, yes.

12 MS. HALLAM: All of the above. And  
13 what is the process for reviewing grievances?

14 CHIEF DEPUTY WARDEN BEASOM: So  
15 when an inmate files a grievance, there's several  
16 drop-downs on the tablet as far as where the  
17 grievance is going, depending on if it's a -- if  
18 it's a kitchen, a healthcare, you know, they want  
19 to send something to the Warden's group, whatever  
20 it may be. Then the individuals in those groups  
21 have a certain amount of time to review it and  
22 respond to it.

23 MS. HALLAM: Okay. And so I have  
24 here that the drop-down is inmate account, food  
25 service, mail room, maintenance, records, mental

1 health, medical, staff conduct, jail procedure,  
2 property and other?

3 CHIEF DEPUTY WARDEN BEASOM: I  
4 believe there's more than that, but...

5 MS. HALLAM: There are more than  
6 those?

7 CHIEF DEPUTY WARDEN BEASOM: I  
8 believe so, yes.

9 MS. HALLAM: Okay. Who gets the --

10 CHIEF DEPUTY WARDEN BEASOM: Are  
11 you talking about the grievance categories, not  
12 where they're going, you're asking?

13 MS. HALLAM: Correct. I'm talking  
14 about the grievance categories.

15 CHIEF DEPUTY WARDEN BEASOM: Sorry.  
16 You are correct, yes.

17 MS. HALLAM: Those are them. Okay.  
18 And are grievances filed only electronically or  
19 also on paper?

20 CHIEF DEPUTY WARDEN BEASOM:  
21 Electronically.

22 MS. HALLAM: Okay. Is there any  
23 opportunity to file them on paper?

24 CHIEF DEPUTY WARDEN BEASOM: We  
25 still have paper in limited capacity.

1 MS. HALLAM: Okay. And are -- so  
2 those paper forms aren't available on every  
3 housing pod?

4 CHIEF DEPUTY WARDEN BEASOM: They  
5 used to be. I'd have to follow up. I don't want  
6 to give you inaccurate information.

7 MS. HALLAM: And how are paper  
8 grievances communicated to the proper area?

9 CHIEF DEPUTY WARDEN BEASOM: Once  
10 it's filled out, it's a carbon copy form, tri --  
11 there's three pieces of paper. The white and the  
12 yellow copy go in the grievance mailbox that's  
13 located on every housing unit. The individual  
14 that files it keeps the pink copy, and then  
15 that's taken to a particular area in the jail  
16 where it's then assigned by a captain to a  
17 particular person that needs to answer it.

18 MS. HALLAM: And is there any sort  
19 of data collection about total number of  
20 grievances filed, how many were found valid, how  
21 many were dismissed?

22 CHIEF DEPUTY WARDEN BEASOM: Not  
23 that I'm aware of, no.

24 MS. HALLAM: Okay. So is there --  
25 is there a way that you could keep a record of

1 that? I'm trying to keep track of how many  
2 grievances are being filed, seeing if they're  
3 specifically being filed in certain areas more  
4 than others, about certain issues. Like, for  
5 example, are we getting tons of food service  
6 grievances? Are we getting, you know, no medical  
7 grievances? I'm trying to figure that out.

8 CHIEF DEPUTY WARDEN BEASOM: So  
9 that's all tracked in -- I mean, the grievances  
10 are contained in our own Mass Operating System,  
11 so that -- that's something I would have to ask  
12 DIT, Information and Technology if they would be  
13 able to pull stats or data from --

14 MS. HALLAM: Can you ask them that  
15 for me?

16 CHIEF DEPUTY WARDEN BEASOM: Sure.

17 MS. HALLAM: Thank you very much.

18 CHIEF DEPUTY WARDEN BEASOM:  
19 Absolutely.

20 MS. HALLAM: And then, you know,  
21 going back again to requesting people from the  
22 jail who come and talk to us -- I know we had  
23 asked for a medical -- the medical director to  
24 come here before, and we had been shut down on  
25 that. Is there any way we could get the dental

1 practitioner to come here?

2 HSA DR. BRINKMAN: I can talk to  
3 their -- the vendor to see if that's something  
4 they're comfortable with.

5 MS. HALLAM: Okay. Is the vendor  
6 for dental the same? Like is it AHN, because AHN  
7 is medical?

8 HSA DR. BRINKMAN: (Shaking head.)

9 MS. HALLAM: Who is the vendor for  
10 dental?

11 HSA DR. BRINKMAN: We work through  
12 DenTrust.

13 MS. HALLAM: Can you say that  
14 again?

15 HSA DR. BRINKMAN: DenTrust.

16 MS. HALLAM: DenTrust, like trust  
17 the dentist?

18 HSA DR. BRINKMAN: (Nodding head.)

19 MS. HALLAM: Okay. Cool. Yeah,  
20 can you find out if that's something they'd be  
21 willing to do? I just want to understand that  
22 process a little more.

23 And then the other thing is I know  
24 we have recently acquired the minutes from the  
25 Jail Oversight Board meetings on the tablets, and

1 I'm wondering if through that same initiative  
2 that the jail would post the solitary confinement  
3 referendum on the tablet as a document that they  
4 can access?

5 WARDEN HARPER: That's something we  
6 can look into.

7 MS. HALLAM: Okay. Can you look  
8 into that and report back for the next meeting?

9 WARDEN HARPER: Yes.

10 MS. HALLAM: Thank you very much.

11 Next thing is specifically about  
12 tablets. You know, I had heard from some folks  
13 with disabilities that they were unable to use  
14 the tablets when they get them because they can't  
15 do a voice activation on them, and that's not  
16 something I'm super familiar with, but I was just  
17 wondering if you could speak to how the tablets  
18 are accessed and how people with disabilities are  
19 able to utilize access to tablets? Is it like  
20 type in a passcode? Is it fingerprints? Is it,  
21 I don't know, eyeball?

22 CHIEF DEPUTY WARDEN BEASOM: They  
23 log on with a PIN number and a photo is captured.

24 MS. HALLAM: Okay. Is there any  
25 way for people who are unable to see a tablet

1 screen that they could like -- I forget what they  
2 call it -- like screen readers so that they can  
3 read what's on the tablet out loud?

4 CHIEF DEPUTY WARDEN BEASOM: We  
5 can -- I can check with the tablet vendor. I  
6 don't know, to be honest.

7 MS. HALLAM: Okay. And then the  
8 other things is -- I know we had asked for this  
9 before, but I'm just looking for blank documents,  
10 so I hope that that's something that can be  
11 provided is -- but the -- specifically copies of  
12 medical releases and forms that the incarcerated  
13 individuals fill out when they come into jail,  
14 whether it's to list an emergency contact or  
15 anything like that? I would very much like to  
16 see what they are given to assign an emergency  
17 contact release of information.

18 WARDEN HARPER: Let me look into  
19 you -- you said blank documents?

20 MS. HALLAM: Yeah. I don't need  
21 anybody's name on it. I just want to see the  
22 blank form that is filled out for each  
23 incarcerated individual.

24 HSA DR. BRINKMAN: Are you asking  
25 just for the purposes of them listing an

1 emergency contact? Is that the root information  
2 you're trying to get at?

3 MS. HALLAM: Anything about like  
4 who would be notified or if they want to request  
5 to release medical information, anything like  
6 that? Forms that are filled out. Again, I do  
7 not need anybody's information on them. They can  
8 be blank. I just want to see specifically what  
9 information is collected, how they are asked for  
10 it, and how the questions are phrased.

11 HSA DR. BRINKMAN: And how they can  
12 get information shared with others, that's what  
13 you're getting at?

14 MS. HALLAM: Correct.

15 HSA DR. BRINKMAN: Okay.

16 MS. HALLAM: Yes. And then  
17 specifically about that, you know, I really did  
18 learn a lot reading the NCCHC's most recent  
19 report, but I'm wondering if the -- the estates  
20 of the folks who were, you know, studied for  
21 purposes of the NCCHC, if their estates released  
22 authorization for their information to be given  
23 to the NCCHC?

24 HSA DR. BRINKMAN: We're not able  
25 to talk about that right now.

1 MS. HALLAM: Okay. But are you  
2 aware if any information release was signed by  
3 their estate? Because it seems to me that in  
4 order to conduct that report, the NCCHC death  
5 report, that they would have had to have access  
6 to a lot more information than we have been given  
7 access to, and I'm just wondering how that  
8 doesn't violate their HIPAA rights?

9 HSA DR. BRINKMAN: That contract  
10 was executed by the County Executive's office, so  
11 I don't know the answer.

12 MS. HALLAM: If only he was here to  
13 tell us, you know.

14 Okay. Yeah. If you could find  
15 that out for me, just if there was any  
16 communication with their estate, and if not, why  
17 it felt that was not a breach of HIPAA but giving  
18 that information to us is.

19 And I think that that is the only  
20 questions I have, so.

21 JUDGE HOWSIE: Does anyone else  
22 have any questions?

23 Controller O'Connor?

24 CONTROLLER O'CONNOR: Yeah, I just  
25 have one thing. I think we covered a lot and

1 most of my questions as well, so I want to thank  
2 her for that.

3 But as a lot of you know, in this  
4 area that came, public comment, Board Members, my  
5 office, we've been trying for months to pass or  
6 move forward a Motion that we are not going to  
7 move forward, and that is about notifications.  
8 So what we have done is we've asked Board Members  
9 for their opinion, for their amendments so we  
10 have a document. It pushes the ball, I think, a  
11 little bit forward. So what we're going to do is  
12 a totally different approach since our office  
13 posts everything. We are going to post our  
14 updated notifications that a collective group  
15 came together. The Board Members, some of us  
16 responded to that. So we were going to post that  
17 on our site. We are asking that the Warden  
18 responds to why we can do some of the things, why  
19 we can't, and then we'll get answers, and we can  
20 go regroup, figure out how to move that ball  
21 forward, because family members deserve  
22 notifications. Whether it's the healthcare  
23 industry that's blocking it, that's fine. I  
24 think we just deserve to know who that is. So  
25 I'm asking the Warden tonight. Hopefully, by

1 next week, we can, you know, have our draft -- or  
2 not even our draft. I mean, the draft is ready,  
3 but we're going to post it on our site asking the  
4 Warden to respond.

5 And I will be honest, I mean,  
6 his -- Blythe was helpful in having some context  
7 information with my office's attorney, Ankur,  
8 about what we can do, what we can't, but I think,  
9 you know, when we're looking and reviewing our  
10 policies and our procedures that we've heard  
11 about for months when I thought it was a simple  
12 amendment or a Motion turned into nothing. So  
13 I'm frustrated by that. I know other Board  
14 Members are as well, and the community that came  
15 to the table.

16 So what we're going to do is we're  
17 going to post it next week. Hopefully, we can  
18 get some responses as to what direction we're  
19 going, if we're in the right one, the wrong one,  
20 just tell me that information and who we have to  
21 talk to if --

22 I'm guessing some of this is going  
23 to be hospital procedure, but I'm willing to have  
24 that conversation with the hospital as well,  
25 because I think notifications need to happen a

1 lot quicker than they are now. There was some  
2 compromised hours in that. As you'll see, it's  
3 been -- it will be posted next week.

4 I just wanted to say, you know,  
5 thank you to the Board Members that responded,  
6 that we had conversations about it. I also want  
7 to thank my staff. Ankur has been working on  
8 this for the last couple of months as well as  
9 community members that chipped in as well. And  
10 as I mentioned, the Warden's office, Blythe did  
11 come over and have a meeting.

12 So just asking that when we post  
13 it, we can get some answers on what direction  
14 we're going and what's stopping us from doing  
15 something like that. So just -- that's my only  
16 question.

17 JUDGE HOWSIE: Thank you.

18 CONTROLLER O'CONNOR: Or comment --  
19 I don't know, request.

20 JUDGE HOWSIE: Ms. Hallam.

21 MS. HALLAM: Yeah. I just wanted  
22 to know if you could just speak to why it was not  
23 presented as a Motion and put on the website  
24 instead, or the questions asked in the meeting?

25 CONTROLLER O'CONNOR: Yeah. I

1 mean, I just think the questions have been asked  
2 multiple times. I think Board Members have had  
3 the Motion a number of months, and I'm just going  
4 to go with, you know, sort of new to the Board  
5 but I'm going to go with this direction so that  
6 the public sees the document. We can get answers  
7 publicly, I think. This is going to be a new  
8 approach, but this is as our office posts all  
9 these things, if Motions aren't going to go  
10 forward, I think this is the way to try and move  
11 some of these items forward. So we'll try that  
12 approach.

13 MS. HALLAM: But why do you think  
14 the Motion won't go forward if you introduce it?

15 CONTROLLER O'CONNOR: I just didn't  
16 get many responses from Board Members, and it  
17 didn't look like there was any initiative that we  
18 wanted to push forward, so we got some feedback.  
19 But at this point, it's now a final document from  
20 us asking the Warden to respond to it, and we'll  
21 go from there.

22 If we have to do another Motion --  
23 it's asking on policies and procedures. So these  
24 are questions we've already asked, but now that  
25 we put it in a document, I think this is a way

1 that we're going to try. Hopefully, it gets a  
2 response. If not, we can come back, go to each  
3 Member and try to move that ball forward as well.

4 I know there are some concerns  
5 about the Motion as well, but I think getting  
6 detailed information in writing back as to where  
7 the Motion is wrong, where it's right, what we  
8 can do, what we can't do, would be helpful in  
9 drafting possibly another Motion to put it into  
10 code or into our policies and procedures, so...

11 WARDEN HARPER: So Mr. O'Connor, we  
12 will definitely look at the document, okay?

13 CONTROLLER O'CONNOR: Okay.

14 MR. KEARNEY: Yeah, I just wanted  
15 to say that one of the reasons is it's a complete  
16 safety risk, to release that information when  
17 there's a deputy at that hospital watching that  
18 person by themselves.

19 MS. HALLAM: Just to say a person  
20 went to the hospital?

21 MR. KEARNEY: Yes.

22 MS. HALLAM: Okay. When we have  
23 like so many hospitals around here and tons of  
24 floors and tons of rooms in all these hospitals.

25 MR. KEARNEY: No, everyone --

1 everyone there knows where they go. They all  
2 know. There's one contractor. Everyone knows  
3 where they go.

4 We've had this happen in the past  
5 where family members have shown up and they  
6 weren't notified.

7 JUDGE HOWSIE: Mr. Kamara, do you  
8 have any questions?

9 MR. KAMARA: No.

10 JUDGE HOWSIE: Mr. Pilarski?

11 MR. PILARSKI: No.

12 JUDGE HOWSIE: Ms. Klein?

13 MS. KLEIN: No.

14 JUDGE HOWSIE: Chief?

15 MR. KEARNEY: I'd like to make a  
16 Motion to adjourn.

17 MR. PILARSKI: Second.

18 (Whereupon, the hearing was  
19 adjourned 6:42 p.m.)  
20  
21  
22  
23  
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25

C E R T I F I C A T E

I hereby certify that the proceedings and evidence are contained fully and accurately to the best of my ability in the notes taken by me via an audio recording of the within cause and that this is a true and correct transcript of the same.

*Diane G. Galvin*  
Diane G. Galvin  
Notary Public

Commonwealth of Pennsylvania - Notary Seal  
Diane G. Galvin, Notary Public  
Allegheny County  
My commission expires July 22, 2026  
Commission number 1055705  
Member, Pennsylvania Association of Notaries

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The minutes of Thursday, April 6, 2023's Jail Oversight Board meeting are provided by the Allegheny County Controller Corey O'Connor.

Sincerely,

Corey O'Connor  
Allegheny County Controller