

From: [California District Attorneys Association](#)
To: [Venus D. Johnson](#)
Subject: AB 2542 Racial Justice Act Digest for Tuesday March 16, 2021
Date: Wednesday, March 17, 2021 3:12:52 AM



AB 2542 Racial Justice Act

[Post New Message Online](#) [Post New Message](#)

Discussions

started 16 hours ago, [Anne Masterson](#) (0 replies)

Use of outside data analyst/consultant vs. PRA concerns



1. [Good morning - We've continued to consult...](#) [Anne Masterson](#)

[Reply to Group Online](#)

[Reply to Group](#)

[Reply to Sender](#)



Mar 16, 2021 1:49 PM

[Anne Masterson](#)

Good morning -

We've continued to consult with an outside agency (UC Berkley Policy Lab), thinking that we may want to have them take a look at our data. We would want them to evaluate our data from Karpel, and analyze what happens to racial disparities at each given decision-making point in the life of a case. For example, what were the racial demographics of all PC211 referrals we received from 2017 to 2020? What were the demographics at filing stage? Dispo stage? Sentencing stage? We hope the result will be that any racial disparities remain relatively stable, or perhaps narrow.

One concern we have is, even if we enter into an MOU/DUA with the Lab that requires confidentiality on their part, would it be subject to a PRA on our end? And even if the resulting report we get from the Lab is protected, wouldn't our raw data still be subject to a PRA? Wouldn't the data be subject to a PRA anyway, even if we

never shared it with an outside agency or consultant? If so, wouldn't that raw data be (potentially) good evidence for the defense to rely on to establish a prima facia showing under PC 745? And if it is subject to a PRA anyway, I think we would probably want an outside agency to help us analyze it in anticipation of a defense to PC745.

We still have not seen a PC745 motion in our county, and I haven't seen anything new here in quite awhile. I was hoping to get an update if anyone has one, as to what your offices are doing. I know some offices have decided not to do anything proactive, but to simply respond to motions if and when they come in. Perhaps that is the wiser route? Thoughts? Now would be the ideal time for a live, in-person training so we could roundtable! Here's hoping, for later this year.

Thank you,
Anne

Anne Masterson
Chief Deputy District Attorney
Sonoma County District Attorney's Office
Santa Rosa CA
(707) 565-2311

[Reply to Group Online](#) **[View Thread](#)** **[Recommend](#)** **[Forward](#)**



You are subscribed to "AB 2542 Racial Justice Act" as venus.johnson@contracostada.org. ©California District Attorneys Association. To change your subscriptions, go to [My Subscriptions](#). To unsubscribe from this community discussion, go to [Unsubscribe](#).