

# MEETING MINUTES

<b>Committee</b>	<b>COMMISSION ON CRIMINAL &amp; JUVENILE JUSTICE</b>
<b>Date</b>	<b>Thursday, December 10, 2009</b>
<b>Time</b>	<b>12:00 p.m. – 2:00 p.m.</b>
<b>Location</b>	<b>State Capitol Complex, Senate Building, Copper Room</b>
<b>Members Present</b>	Pat Berckman (for Maria Garcia), Commissioner Lance Davenport, Brent Kelsey (for Mark Payne), Judge Elizabeth Lindsley, Dan Maldonado, Lohra Miller, Stan Parrish, Tom Patterson, Reed Richards, Greg Skordas, Carlene Walker, Bob Yeates (for Clark Harms)
<b>Members Excused</b>	Judge Judith Atherton, Dan Becker, Representative Eric Hutchings, Gary Jorgensen, Chief Mike Larsen, Carol Lear, Richard McKelvie, Sheriff G. Lynn Nelson, Attorney General Mark Shurtleff
<b>Guests</b>	Paul Boyden
<b>Staff</b>	Mary Lou Emerson, Reg Garff, Ron Gordon, Jennifer Hemenway, Dave Loden, Cuong Nguyen, Ben Peterson, Monica Taylor, Dave Walsh, Christine Watters, Doreen Weyland, Mel Wilson
<b>Agenda Item</b>	<b>Welcome &amp; Approval of Minutes</b>
<b>Notes</b>	<p>Stan Parrish welcomed all present.</p> <p><b>Motion:</b> Carlene Walker made a motion to approve the meeting minutes of October 8, 2009 and November 9, 2009. The motion was seconded by Tom Patterson and passed unanimously.</p>
<b>Agenda Item</b>	<b>VAWA Grants</b>
<b>Notes</b>	<p>Christine Watters reported the Office of Crime Victim Reparations has received \$1,396,000 in S.T.O.P. Violence Against Women Act (VAWA) grant funds. VAWA funds are awarded through five categories: court, discretionary, law enforcement, prosecution, and victim services. She reviewed the VAWA grant recommendations, which includes funding 43 grants.</p> <p><b>Motion:</b> Lohra Miller made a motion to approve the VAWA grant recommendations. The motion was seconded by Bob Yeates and passed unanimously.</p>
<b>Agenda Item</b>	<b>Title II: POST Community Relations Curriculum</b>
<b>Notes</b>	<p>Reg Garff reported the Disproportionate Minority Contact (DMC) Subcommittee of the Utah Board of Juvenile Justice has been working with POST to enhance and create new curriculum for the academy regarding community relations. The Subcommittee has asked the Center for Public Policy and Administration at the University of Utah to assist them in writing the curriculum and is seeking approval to expend \$8,000 in Title II grant money to enter into a contract with the Center for Public Policy and Administration.</p> <p><b>Motion:</b> Bob Yeates made a motion to approve \$8,000 in Title II grant funds to enter into a contract with the Center for Public Policy and Administration. The motion was seconded by Judge Elizabeth Lindsley and passed unanimously.</p>
<b>Agenda Item</b>	<b>Justice Plan</b>

<b>Notes</b>	<p>Brent Kelsey reported the purpose of this plan is first, in conjunction with the Utah Department of Corrections, Administrative Office of the Courts, Division of Juvenile Justice Services and key stakeholders, develop common principles that govern treatment, supervision and judicial case processing for all justice involved individuals in Utah. Second, based on these principles, the Division of Substance Abuse and Mental Health (DSAMH) will develop a plan for publicly funded substance abuse treatment for those individuals involved with Utah's justice systems. The plan will be used to establish a comprehensive continuum of services for these individuals and will, additionally, be used to inform how DSAMH and its contractors interact with population stakeholders and the Utah State Legislature. Goals include, 1) reduce substance abuse and recidivism of individuals involved in Utah's justice system, 2) enhance the physical, psychological and/or social functioning of justice system-involved substance abuse treatment participants, and 3) provide cost effective substance abuse treatment to individuals involved in Utah's criminal justice system.</p>
<b>Agenda Item</b>	<b>Sentencing and Incarceration Policies</b>
<b>Notes</b>	<p>Ron Gordon reported this is a follow-up to the half day discussion that took place at the annual meeting on Sentencing and Incarceration Policies. The Executive Committee has met since the annual meeting and has tried to refine some of the discussion that took place. The Executive Committee has suggested five areas of study, which include 1) length of stay, 2) technical violations, 3) duration of probation and parole, 4) community supervision of chronic non-violent offenders, and 5) crime inflation. The Commission discussed the areas of study and one suggestion made was to add a case resolution policy issue under length of stay, which would address length of stay pre-adjudication. Tom Patterson mentioned that most states are engaging in similar discussion and recommended assigning a staff member to track what other states are doing.</p> <p><b>Motion:</b> Dan Maldonado made a motion to adopt the Sentencing and Incarceration Policies suggested areas of study for 2010, with one amendment. The motion was seconded by Bob Yeates and passed unanimously.</p>
<b>Agenda Item</b>	<b>Juvenile Justice System History</b>
<b>Notes</b>	<p>Ron Gordon reported that the Executive Committee reviewed the History of the Utah Juvenile Justice Reform project last month and recommends it for funding. He said this project is already underway and the idea is to make sure they capture the history of juvenile justice reform in the state of Utah. The juvenile justice system underwent major reform in the 1980's and the thought of this project is to make sure that they don't lose the benefit of all the work that went into this reform. Ron also reported that Russ Van Vleet has been working with many others to conduct interviews of key players involved in the reform effort. These interviews have been conducted and what his group is proposing now is developing a DVD that has some of those interviewees on film describing the reform efforts, describing the key components of the reform, and describing things that as a system they ought to look for as potential red flags; to make sure they hold to the principles that led to the reform. This DVD could be provided to the Utah Legislature, Juvenile Justice Services, the Administrative Office of the Courts, and could be shown at the Troubled Youth Conference. Ron said they are asking for \$5,000 to develop the DVD.</p> <p><b>Motion:</b> Judge Elizabeth Lindsley made a motion to approve \$5,000 in JAG grant money to develop a DVD on the history of the Utah Juvenile Justice Reform. The motion was seconded by Lohra Miller and passed unanimously.</p>

<b>Agenda Item</b>	<b>Grand Jury Reform</b>
<b>Notes</b>	<p>Lohra Miller reported that when district attorney's are dealing with high profile cases it's difficult to make the public feel comfortable in the integrity of the decisions made. She said there are allegations that they choose to file on politics and some they choose not to file based on politics. The district attorney's from around the state have been discussing this issue and feel that they need to do something along the lines of ethics reform to give the public some comfort level that the decisions made to charge or not to charge are made without regard to political affiliation. Lohra noted one of the things they wanted to do is to have a grand jury take a look at this and make a charging decision through the grand jury process, because of the enabling language of the grand jury they are not able to do this. One of the things they thought would be helpful is using the momentum for changing grand jury as a part of ethics reform, to also ask CCJJ for the next year to be looking at grand jury reform in the criminal justice system as a potential positive thing to do and look at how it impacts the system, when it might be appropriate and how it might be implemented.</p> <p><b>Motion:</b> Reed Richards made a motion to have CCJJ study grand jury reform in the coming year. The motion was seconded by Bob Yeates and passed unanimously.</p>
<b>Agenda Item</b>	<b>Monday Legislative Meetings</b>
<b>Notes</b>	<p>Doreen Weyland reported CCJJ Legislative meetings will begin on Monday, January 11<sup>th</sup> and the group will meet every Monday during the Session with the exception of the two holidays. She said information on the bills they will be tracking as well as the positions made by various Executive Committees will be available on CCJJ's website. Doreen noted that a summary of 2009 legislative interim bills for the 2010 Legislative Session could be found in their meeting materials.</p>
<b>Agenda Item</b>	<b>2010 Meeting Schedule</b>
	<p>Ron Gordon noted a copy of the 2010 meeting schedule could be found in the meeting materials. The Commission decided to change the timing of the annual meeting, which will now be held in April each year.</p>
<b>Next Meeting</b>	<b>The next meeting is scheduled for Thursday, February 11, 2010 from 12:00 p.m. to 2:00 p.m., at the State Capitol Complex, Senate Building, in the Copper Room.</b>