

**SENTENCING COMMISSION**

**MINUTES**

<b>Committee:</b>	<b>SENTENCING COMMISSION</b>
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<b>Date:</b>	Wednesday, Oct. 3, 2001	<b>Time:</b>	12:00 PM	<b>Place:</b>	Matheson Courthouse
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<b>Members Present</b>	Camille Anthony, Paul Boyden, Michael P. Chabries, Blake Chard, Mary S. Corporon, Judge Terry Christiansen, Rep. Neal Hendrickson, Elizabeth Lindsley, G. Fred Metos, John T. Nielsen, Judge Sterling Sainsbury, Michael Sibbett, Sen. Terry R. Spencer, Russ Van Vleet, Judge Robert S. Yeates
<b>Members Absent</b>	David Bateman, Judge Judith Billings, Rep. Greg Curtis, Dr. Judy Engen, John Hill, Julie Holbrook, Steven B. Kelly, Joel Millard, Judge David Mower, Kirk Torgenson,
<b>Staff</b>	Ron Gordon, Jo Lynn Kruse, Chris Mitchell

<b>Agenda Item:</b>	<b>Welcome and Approval of Minutes</b>
Notes:	Ed McConkie is out of town, so Paul Boyden welcomed everyone expecting John T. Nielsen shortly. Mike Sibbett <b>motioned</b> to accept the August minutes. Neal Hendrickson <b>seconded</b> and it <b>passed unanimously</b> .

<b>Agenda Item:</b>	<b>New Members</b>
Notes:	Paul Boyden introduced Senator Terry Spencer who replaces Senator John Valentine on the commission.

<b>Agenda Item:</b>	<b>Former Members</b>
Notes:	John T. Nielson stated that a certificate is being prepared to present to the late Senator Pete Suazo's widow, Alicia Suazo. We will invite her to a sentencing commission meeting to present it to her. Judge Sainsbury <b>motioned</b> that was a good idea and we would like to recognize him for his service. John T. Nielsen <b>seconded</b> it and was <b>passed unanimously</b> .

<b>Agenda Item:</b>	<b>Presentation – Report on Evaluation on the Juvenile Sentencing Guidelines</b>
Notes:	Russ Van Vleet presented the final report titled <i>Impact of an Early Intervention Mandate: The Juvenile Sentencing Guidelines and Intermediate Sanctions in Utah</i> . The study suggests that the juvenile system was not intervening soon enough and we are now trying to intervene earlier. It appears that children are doing better. The study confirms that contacts were increased and re-offending patterns were reduced slightly. The study indicates that state supervision can be an effective tool, although it has been implemented in varying ways across the state. Russ feels that the study shows we're going in the right direction. Guidelines were established and implemented. There was reluctance at first to implement the guidelines. Those that used them thought they were helpful. Judges found them helpful at a similar rate.

Agenda Item	Preliminary Legislative Issues and Bills – Ron Gordon
Notes:	<p>Serious youth offender law- A proposed amendment would eliminate from the jurisdiction of the district court a felony committed after commitment to a secure facility if the felony is committed in the secure facility.</p> <p>A <b>motion</b> was made by Fred Metos to support the concept and then let the executive committee fill in the blanks. Mary Corporon <b>seconded</b> and it <b>passed unanimously</b>. Staff will first request that Sen. Hillyard sponsor the bill because he was the sponsor of the original SYO legislation. The Tunki bill was discussed and how to fix it. Blake Chard <b>motioned</b> to run the two SYO bills separately and Mary Corporon <b>seconded</b>. It <b>passed unanimously</b>. Talk again ensued about repair of the Tunki bill. <b>Motion</b> was made by John T. Nielsen to put on the next agenda and was <b>seconded</b> by Neil Hendrickson, it <b>passed unanimously</b>.</p> <p>Ron Gordon presented the Criminal Code Amendments Bill. Discussion on changing the name of the bill followed. The bill makes amendments to the dangerous weapons enhancement and is being presented by the AG's office and SWAP. The AG's office asked the sentencing commission to look at this bill. <b>Motion</b> was made by Camille Anthony to suggest the AG's office not run this in the 2002 legislative session. Mary Corporon <b>seconded</b> and it <b>passed unanimously</b>.</p>

**The next meeting is scheduled for Wednesday, November 7th at noon, Governor's Board Room, State Capitol.**

Minutes prepared by Jo Lynn Kruse - Executive Secretary CCJJ