



CRIMINAL SENTENCING COMMISSION

Chief Justice Maureen O'Connor, Chair • Sara Andrews, Director

Criminal Justice Committee

September 17, 2015

Meeting Notes

Attending:	Judge Spanagel	Gary Mohr
	Tim Young	Paula Brown
	Kari Underwood	Josh Williams
	Gregory Trout	Cynthia Mausser
	Steve Gray	Michele Miller
	Jo Ellen Cline	Marta Mudri
	Gary Yates, Chair	

Staff Liaison: Sara Andrews

The meeting was called to order by Chair Yates. The notes from the last meeting were approved and introductions were made.

The committee began by reviewing the active assignments on its work chart.

1. Expungement/Sealing of Records – Professor Berman reported the subcommittee has met and submitted specific issues with the statutory framework in its current state. The list has been documented, but not necessarily cataloged or otherwise constructively reviewed. The group then discussed the productivity of merely revising what already exists. There was consensus to take bold strokes to effectuate change – Professor Berman will propose a draft concept paper to the group based upon national trends, information and the juvenile model to combine ideas for a more relevant, current day, informed process and outcome. The group referred to the mission statement, ‘swing for the fences’ vision as stated by President Faber to the Recodification Committee.
2. Probation violations for fines & restitution (decriminalizing non-payment of fines and costs). Kari reported no update from the group. There was some discussion on the data availability for probation cases and the notion of a sanction grid for probation violations. Kari agreed to consider both topics in future meetings.

3. Transitional Control – Cyndi Mausser reminded members the Department has several internal projects underway and that the group will have an actionable item for the full commission at the November meeting.
4. Commitments to DRC and allow DRC to “sort them out” – Members discussed the There was discussion on whether or not to proceed with this priority recommendation given the recent passage of subHB64 that included language for another DRC early release option, community substance use disorder treatment center. It was also noted DRC at some level already possesses the ability to ‘sort’ offenders based upon their assessment and recommendation for placement in the various early release options.

DRC agreed to reevaluate this priority and consider analyzing the existing release and transfer options. They will also provide an update on the HB64 ‘treatment transfer’ to the full Commission on November 19, 2015.

The meeting adjourned noting the next meeting of the committee will be in person October 15, 2015 at 12:30p, room 281.