

**CBA**  
**Criminal Law Section Executive Council Meeting**  
**January 9, 2018**

**ATTENDANCE**

Attendance In Person: Chair Ann Roan; Members: Tom Hammond, Morris Hoffman, Ken Kupfer, Norman Mueller, Ted Tow, Elizabeth Volz

Attendance By Phone: Charlie Garcia; Zeke Knox; Thomas Raynes; Karen Romeo; Lindsey Webb

Excused: Lindy Frolich; Steven Bernard; Tom Jackson

Unexcused Absence: KJ Moore; Scott Turner; Violeta Chapin

The meeting was called to order at 5:40 p.m. A quorum was present

**REVIEW & UPDATES**

Review Previous Meeting Minutes: The minutes of the 12/5/17 meeting were reviewed and approved as corrected.

Treasurer's Report: The Treasurer's report was reviewed and accepted.

Legislative Update: The committee was advised of the likely introduction of legislation to limit the maximum sentence for M2 violations to 364 days. It is expected that the CBA will support this legislation, which may impact the Labor & Employment, Immigration and possibly the Criminal Law Sections. The committee was also advised of possible action to revise the child abuse statute to allow for violations of abuse that does not involve "serious bodily injury" (SBI).

**OLD BUSINESS:**

Spring '18 CLE: The CLE is scheduled for March 7, 2018. At least 20 judges have been contacted to participate. Six have already agreed, with 2 others likely, representing a good geographical mix. The committee approved reimbursement for overnight accommodations for judges requiring significant travel to attend. The tentative topics to be covered include: sentencing, jury selection, motions & hearings, dockets, evidence, opening & closing statements, jury selection, cross-examination and discovery disputes. It is anticipated that a brochure announcing the CLE will be completed by 1/19/18.

By-Laws Revision: The sub-committee reviewing the by-laws provided some draft revisions. The committee discussed revisions to the election process, with a suggestion of 3-year, staggered terms, with elections each year affecting one-third of the Executive Committee. Initially, we would have to have members elected to shorter 1-year, and 2-

year terms to allow for a regular turn-over of 1/3 of the members every three years. The committee continues to recommend that promoting representation from a wide geographic area, along with the requirement that the Executive Committee have a balanced representation of prosecutors, defense attorneys, and judges. It was also suggested that perhaps academic representatives should be designated as “ex-officio” members, allowing them to participate but not vote on the committee. If this change is accepted, it may require a change in the quorum necessary to conduct a meeting. The committee will continue to work on the revisions to the by-laws, including a procedure for obtaining nominations, dealing with vacancies that occur prior to an election, and attendance.

Joint Criminal Law – Juvenile Law CLE: After conferring with the Juvenile Law section on a joint CLE, we were advised that the Juvenile Law section is considering plans for a CLE, that they will organize and simply request participation from the Criminal Law section.

### **NEW BUSINESS**

Criminal Justice Reform CLE: The committee has been asked to participate in a proposed CLE on the subject of Criminal Justice Reform, which would be moderated by a candidate for Attorney General. It was determined that the CBA does not want to appear to support any participate candidate for public office, and therefore is unlikely to be able to participate in such a program.

The meeting was adjourned at 6:58 p.m.

*Elizabeth Volz*  
*Secretary/Treasurer*