INDIANA PUBLIC DEFENDER COUNCIL
BOARD OF DIRECTORS MEETING
Hilton Indianapolis North
8181 North Shadeland Avenue
Indianapolis, IN 46250
Thursday, May 12, 2011
7 p.m.

MINUTES

I. CALL TO ORDER

The meeting of the Board of Directors of the Indiana Public Defender Council (IPDC) was called to order by Board Chairperson David Cook at 7:05 PM in the Executive Boardroom of the Hilton Indianapolis North Hotel, Indianapolis.

Board members present were: David Cook, David Hennessy, Michael McDaniel, Neil Weisman, and Lorinda Youngcourt.

Board members participating via teleconference were: Michelle Kraus

Board members absent were: Zaki Ali, Susan Carpenter, Robert Hill, Jeff Lockwood, and Sonya Scott.

IPDC staff members present were: Larry Landis, Teresa Campbell, and Andrew Cullen.

II. APPROVAL OF MINUTES/AGENDA

A motion to approve the minutes from the December 9, 2010 meeting was made by Michael McDaniel. David Hennessy seconded the motion. The minutes were approved.

A motion to approve the minutes from the January 20, 2011 meeting was made by David Hennessy. Lorinda Youngcourt seconded the motion. The minutes were approved.

A revised agenda was distributed by Larry Landis. David Hennessy moved to approve the agenda. Michael McDaniel seconded the motion. The agenda was approved.

III. EXECUTIVE DIRECTOR'S REPORT

A. ADMINISTRATION

Larry Landis reported that IPDC's FY 2011 and 2012 budget has been enacted. The budget has been flat-lined at last biennium's level with a shift from the "Personal Services" line item to the "Other Contracted Services" line item. This budgetary shift occurred throughout many state agencies to discourage the creation of new full-time staff positions.

Larry reported that the bi-yearly appropriation to the Public Defense Fund was increased from $2.7 million to $3.7 million (a yearly increase of $2 million to the Public Defense Fund). This was funded through an increase in the Public Defense Administration Court Fee from $3 to $5. The total annual appropriation will now be $20.25 million.

Larry reported that IPDC staff has been functioning well with the duties of retired staffer Loretta Jackson being divided up between existing full-time staff and a part-time contractor, Toni Schany.

B. GRANTS

Larry reported that IPAC received a $29,000 grant for a 2-day juvenile seminar from the Criminal Justice Institute. The seminar has been scheduled for October 6-7.

Lorinda inquired about the status of the creation of manuals regarding CHINS and TPR. Larry reported that he will investigate why the process seems to have been delayed. A contractor is currently working on the project.

C. GIDEON/GAULT AWARDS

Larry reported that IPDC has only received two nominations for the Gideon Award, and no nominations have been received for the Gault Award.

David Hennessy suggested researching previous nominations to potentially gather new applicants.

D. BOARD ELECTION

Larry reported that the deadline to file to run for election to the board is May 20. So far, only incumbents have filed.

IV. TRAINING

Larry distributed the agenda for IPDC's June 24 Annual Update Seminar and requested feedback. A discussion was held about options for the 2:15 – 3:30 time slot. A general consensus was reached that the topic should center around the Department of Corrections with a particular focus on the classification system and credit time issues.

A general discussion was held regarding the issues involved with the Department of Toxicology and its ongoing audit. There was also a general discussion about training on the use of the new intoximeters.

The board suggested that an IPDC staff attorney contact the attorneys for the defendants of the cases that have thus far been identified by the Department of Toxicology as having potentially erroneous results.

V. CRIMINAL JUSTICE POLICY & LEGISLATION

A. SUMMARY OF 2011 ENROLLED ACTS

Andrew Cullen distributed a summary of the 2011 Enrolled Acts and discussed the acts with the board.

Questions were raised about various good time credit issues, particularly the statute that allows good time credit for electronic monitoring. IPDC will follow-up on this issue.

A general discussion was held about CR 24. The consensus of the board was that an update to the rule was in order.

B. DISCUSSION OF UPCOMING INTERIM STUDY COMMITTEES

Andrew provided an overview of the ongoing work of the "Staff Workgroup" of the Criminal Code Evaluation Commission (CCEC). He also discussed some of the topics that will likely be discussed by the CCEC and the Criminal Law and Sentencing Policy Study Committee during the upcoming legislative interim.

VI. EXECUTIVE SESSION

The Board went into Executive Session at 8:30 p.m. and returned from Executive Session at 8:50 p.m. The Board approved staff salary increases as recommended by the Executive Director.

VII. NEW BUSINESS

A general discussion was held about this year's board retreat. The board decided to hold the retreat October 1st, but a location was not finalized.

VIII. NEXT MEETING DATE/ADJOURN

The next board meeting will be held at 7 p.m. on June 23, 2011, at the JW Marriott in Downtown Indianapolis.

The meeting was adjourned at 8:55 PM.

Prepared by Andrew Cullen, IPDC Staff.

Submitted by:

Lorinda Youngcourt, Secretary

10-1-2011
Date

Approved by:

David Cook, Chairperson

10-1-11
Date

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