

**INDIANA PUBLIC DEFENDER COUNCIL**  
**Board Meeting**  
**January 16, 2004**  
**Indianapolis, Indiana**

**MINUTES**

I. CALL TO ORDER

The meeting of the Board of Directors of the Indiana Public Defender Council (IPDC) was called to order by Vice-Chair Doug Garner at 6:00 p.m. on January 16, 2004. Directors present were Susan Carpenter, David Cook, Terry Harper, Kitty Liell, Mike McDaniel, Neil Weisman and Lorinda Youngcourt. Staff present: Larry Landis and Don Murphy. Absent were David Hennessy, Michelle Kraus and Bob Hill.

II. APPROVAL OF MINUTES

Minutes of the meeting held September 27, 2003 were unanimously approved.

III. EXECUTIVE DIRECTOR'S REPORT

A. Training Report

Don Murphy presented his report to the Board on the advance planning for training programs and distributed a chart showing seminar task due dates. Don reported that they were still behind schedule but were making progress in complying with the due dates of the upcoming seminars.

Lorinda Youngcourt reported on a training seminar she attended at the NLADA Annual Conference conducted by David Cruickshank and the importance of lesson plans and learning objectives. She suggested that the Council bring him here to train the board and the training directors.

The Board discussed the importance of having learning objectives for the seminars, which will make it easier on both the faculty and participants because they will know what is expected of them. Larry Landis explained that the purpose of having the learning objectives prepared 10 months in advance of the seminar, is to allow the board training committee to get involved in the planning of the seminars. It was also agreed that the seminar evaluation forms should be changed to measure success at meeting the learning objectives.

Larry distributed a memo "Shifting from Training to Performance - Part II". He reported that we need to get better at gap analysis and design our training to fill those gaps. He stated that we currently pick seminar subjects because they haven't been done in a while. Mike McDaniel asked if it would be possible for the Board to see the seminar materials ahead of time so that they could be supplemented or updated. Terry

Harper suggested that a standard set of materials be developed for seminars that are done repeatedly, such as the Trial Practice Institute.

#### IV. LEGISLATION

A. **SUPPORT**: The board voted to support the following legislation:

- HB1399 - Elimination of non-suspendible sentences
- SB0088 - Composition of Indiana supreme court
- SB0090 - Death penalty
- SB0126 - Parole eligibility for certain crimes
- SB0177 - Incompetence to stand trial
- SB0310 - Restorative justice
- SB0313 - Expungement of conviction records
- SB0354 - Juvenile law issues
- SB0409 - Public defense fund
- SB0429 - Discharge of long term inmates
- SB0431 - Modification of sentences
- SB0475 - Community transition program

B. **OPPOSE**: The board voted to oppose the following legislation:

- HB1016 - Presumption concerning child sexual abuse
- HB1045 - Kidnapping and criminal confinement
- HB1111 - Ignition interlock devices
- HB1125 - Motor vehicle offenses
- HB1197 - Admissibility of videotape of a senior citizen
- HB1206 - Child endangerment in a motor vehicle
- HB1210 - Resisting law enforcement
- SB0017 - Additional requirement for DNA testing by department of corrections
- SB0048 - Child solicitation
- SB0085 - Open alcoholic beverage containers
- SB0089 - Statute of limitations for sex crimes
- SB0098 - Neglect of a dependent
- SB0139 - Forensic diversion program
- SB0154 - Operating a vehicle while intoxicated
- SB0173 - Operating a vehicle while intoxicated
- SB0193 - Death penalty and life imprisonment without parole
- SB0194 - Presumption concerning child sexual abuse
- SB0196 - Enhanced penalty for repeat voyeurs
- SB0220 - Communication between schools and juvenile courts
- SB0240 - Bias crimes
- SB0241 - Cross burning
- SB0246 - Life imprisonment for repeat sex offenders
- SB0248 - Testimony of child in abuse cases
- SB0253 - Abuse of an endangered adult

- SB0300 - Sex offender registration
- SB0311 - Admissibility of evidence
- SB0314 - Neighborhood impact statements
- SB0321 - Child sexual abuse statute of limitations
- SB0343 - Civil commitment of sexual predators
- SB0346 - Child molesting
- SB0369 - Neglect of a dependent
- SB0371 - Statute of limitations

Larry reported on his attempts to increase funding for the Public Defense Fund. He proposed that the Prosecutor's Diversion Fund, which generates \$8 million per year, could be distributed as follows: 25% to the Public Defense Fund, and 25% to the State Police to help eliminate the DNA testing backlog.

He also proposed doubling the alcohol tax which would generate \$28 million per year to be distributed \$3 million to the PD fund, \$10 million to the general fund and the remaining funds for treatment for substance abuse and the mentally ill.

V. NEW BUSINESS

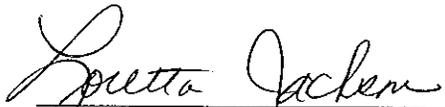
Kitty Liell reported that she finished editing the "Your Rights as a Citizen" pamphlet prepared by Don Murphy. She questioned whether such a publication is within our mandate, and expressed concern whether a topic of such huge scope can be covered in a nine page pamphlet. Don Murphy responded that the pamphlet was written for Public Defender Offices to be given to their clients or to be distributed during speaking engagements.

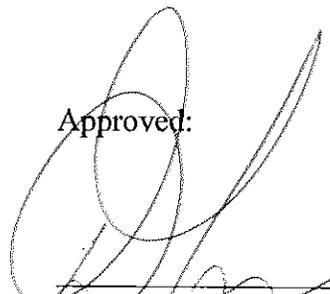
VI. NEXT MEETING

The next meeting of the IPDC Board will be held on April 22, 2004 at 6:00 PM.

The meeting was adjourned at 7:45 PM.

Respectfully submitted:

  
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Loretta Jackson, Acting Secretary  
Date: 4-22-04

Approved:  
  
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Doug Garner, Vice-Chair  
Date: 4/22/04