

INDIANA PUBLIC DEFENDER COUNCIL
BOARD OF DIRECTORS ANNUAL RETREAT

Minutes: October 23, 1993
French Lick, Indiana

MEMBERS PRESENT

Present were: Linda Wagoner, Jodie English, Daniel Toomey, Susan Carpenter, Teresa Harper, Katherine Liell, Kevin McGoff, Terry Richmond and Larry Landis.

CALL TO ORDER

Linda Wagoner called the meeting to order.

APPROVAL OF MINUTES

T. Richmond moved to approve the minutes of the Board Meeting of July 29, 1993, as read. Seconded by K. McGoff. Unanimously approved.

EXECUTIVE DIRECTOR'S REPORT

A. Salary Schedule FY 1993-1994: The Board, at the urging of L. Landis, discussed the advisability of reducing the salary increases for employees with more than a year of service which were approved at the meeting of July 29, 1993. T. Richmond moved that the increases be reduced from 5% to 3%. Following the second of K. McGoff, the Board unanimously approved the reduction of salary increases for Council employees with more than one year of service from 5% to 3% for FY 1993-1994.

B. Grant funding for FY 1994: L. Landis reported that the termination of BJA funding for the Indiana Sentencing Resource Center (ISRC) in 1994 (60% of the terminated funding has been replaced by State Funding) has led to an effort to seek funding directly to the larger consumers of ISRC services from the BJA through ICJI grant applications. This would relieve the burden of requiring the ISRC to provide services to all the counties with just 60% of its former funding.

C. Legislation for 1994:

D. Goals for 1993-1994: Report deferred until afternoon session.

Personnel And Policy Manual: L. Landis reported that he had recently discovered that State agencies are not required to have by-laws. He recommended that the existing by-laws be inserted into Section 2 of the Personnel And Policy Manual. Kevin McGoff, Terry Richmond and David Hennessy were appointed to examine the Personnel And Policy Manual and the Bylaws for the purposes of implementing the recommendation and report their findings to the Board.

F. Long range goals/strategic directions:

It was reported that public defender commissions have been or are being developed in Fayette, Green, Marion and LaPorte counties.

The consensus of the Board that life imprisonment without parole, juvenile justice, civil forfeiture, pre-trial release and technology in criminal justice are areas that should be focused on for future involvement.

LUNCH

TRAINING PROGRAMS FOR 1994

L. Landis reported a \$17,000.00 surplus available for training programs in 1994.

It was agreed that the training programs following be prepared for 1994:

March, 1994: Evidence practice/workshop seminar with problem solving component based upon action videos or skits. T. Harper, L. Wagoner, K. McGoff and K. Liell.

April-May, 1994: Law office management, legal ethics and computers. K. McGoff and T. Richmond.

June, 1994: Update, including forfeiture segment.
Death Penalty

September, 1994: Persuasion. J. English and L. Wagoner.

November, 1994: Juvenile law and practice.
Constitutional Law.

INDIGENT DEFENSE STANDARDS

The Board agreed that Paragraph F, Appointment of Appellate Counsel, of the Proposed Criminal Rule 26. Indigent Defense Services, be amended as follows:

Upon a finding that the accused is eligible for the appointment of counsel on appeal and the accused has expressed a desire for an appeal, the judge shall enter


a written order appointing the county public defender office, State Public Defender pursuant to I.C. 33-9-11, or specifically naming a qualified attorney to represent the accused on appeal.

It was also agreed that S. Carpenter work on language for alternative qualification standards of appellate counsel at F(1) of Proposed Criminal Rule 26.

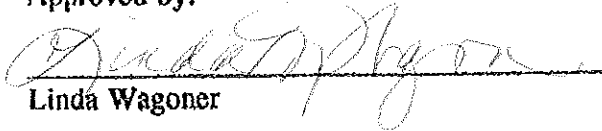
It was the consensus of the Board that an hourly rate should control the compensation of defenders after caseload standards and limits have been settled. L. Landis agreed to analyze the financial impact that such an application would have and report to the Board at the next meeting.

ADJOURNED K. McGoff moves to adjourn. K. Liell seconds. Unanimously carried 4:50 p.m.

Prepared by:


Daniel Toomey

Approved by:


Linda Wagoner

Date: _____, 1993