

BOARD OF PAROLE HEARINGS
Executive Board Meeting
August 14 & 15, 2017

August 14, 2017

Meeting Called to Order at 1:06 p.m.

Roll Call: Commissioners Anderson, Castro, Chappell, Fritz, Montes, Peck, Roberts and Turner present. Commissioners Cassady, Grounds, Labahn, Minor, Ruff and Taira absent.

Commissioner ANDERSON stated that the majority of currently-appointed commissioners are present.

CONSENT CALENDAR

Commissioner ROBERTS moved to approve the consent calendar. Commissioner TURNER seconded the motion. All commissioners voted to approve the consent calendar, except Commissioner CASTRO, who abstained.

REPORTS

Report from Executive Officer, Jennifer Shaffer

SHAFFER announced the appointment of Commissioner CASTRO to the Board of Parole Hearings. SHAFFER welcomed Commissioner CASTRO to the board and congratulated him on his appointment. She stated that Commissioner BARTON has also been appointed to the Board of Parole Hearings and he will attend the September 2017 meeting.

SHAFFER stated that four commissioners are attending the National Judicial College.

SHAFFER stated that Proposition 57 has led to a one-time, significant number of referrals of non-violent inmates to the board for parole review, beginning on July 1st. This has caused some difficulties but the board's deputy commissioners have started working on the referrals and it is anticipated that the backlog will be eliminated by the end of August, or as soon afterwards as possible. Emergency regulations in relation to Proposition 57 were approved by the Office of Administrative Law on May 1, 2017. The public comment period on the final regulations is occurring now and SHAFFER invited comment from all stakeholders.

Report from Chief Counsel, Jennifer Neill

NEILL introduced a recently-appointed graduate legal assistant, ROSEMARY DECK. She stated that the legal office has begun training three new deputy commissioners .

Report from Chief Deputy of Program Operations, Sandra Maciel

MACIEL stated that the mandatory orientation for inmate panel attorneys will take place in Sacramento on September 11, 2017 and in Diamond Bar on September 25, 2017.

Report from Chief Psychologist, Forensic Assessment Division, presented by Senior Psychologist Teal Kozell

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KOZELL stated that, in August, the Board's psychologists were assigned 264 comprehensive risk assessment, for completion in September. The assessments are for hearings scheduled after December 1, 2017. There are 6 unassigned assessments for December. It is anticipated that all assessments will be distributed at least 60 days before the hearing date and 50% will be distributed at least 90 days before the hearing date.

PRESENTATIONS

Francisco Homes, presented by Sister Teresa Groth, Executive Director and David Sched, Development Manager

GROTH and SCHED gave a Powerpoint presentation.

OPEN COMMENTS

VANESSA NELSON-SLOANE, Life Support Alliance, expressed concern that victims' statements at hearings sometimes exceed the scope of their statutory rights. She stated that some statements contain accusations that are inappropriate and not supported by the evidence.

NANCY PADILLA, I-Can, complimented and thanked the board for its treatment of victims who appear at its hearings.

SUSAN BURTON, LINDA VIVIAN, MARY MITCHELL and TIFFANY JOHNSON described their experiences after being granted parole and the work of A New Way of Life.

Meeting recessed at 2:40 p.m.

August 15, 2017

Meeting called to order at 10:03 a.m.

Roll Call: Commissioners Anderson, Castro, Chappell, Fritz, Labahn, Peck, Roberts and Turner present. Commissioners Cassady, Grounds, Minor, Ruff, and Taira absent.

EN BANC REFERRALS

Referral by the Governor, pursuant to Penal Code section 4802 to review a pardon application.

A. CARTER, KIMBERLEY W-25395
W-49068

KIMBERLEY CARTER requested the Board to recommend granting the pardon. STATE SENATOR CONNIE LEYVA, Assemblymember ELOISE REYES and Mayor ACQUANETTA WARREN supported the request. MINA CHOI read a support letter from U.S. Congresswoman KAREN BASS. NICOLE HENLEY, DAWN DAVISON,

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PHYLLIS SCOTT, TALINA NORRISS, GINGER ONTIVEROS, VANESSA PEREZ, KATHERINE McALLISTER, SYLVIA CASTILLO and TROY WILLIAMS supported the request. Deputy District Attorney, San Francisco County, MARISA RODRIGUEZ read a support letter from the county's District Attorney, GEORGE GASCON.

Referral to consider ordering a rescission hearing, pursuant to title 15, California Code of Regulations section 2450 et seq.

B. HARRISON, LEMAR P-95057

KEITH WATTLEY, Uncommon Law, recommended ordering a rescission hearing.

C. BEASLEY, KERRY D-88292

No speakers.

OPEN COMMENTS

VANESSA NELSON-SLOANE, Life Support Alliance, noted that today's closed session consisted of a discussion on the *Trejo* decision. She questioned whether the Board faces litigation arising from the decision. She also questioned how many inmates would be affected by the decision. NELSON-SLOANE expressed the view that rules violation reports incurred early in an inmate's incarceration are not necessarily evidence of current parole unsuitability.

Meeting adjourned at 11:18 a.m.



Board of Parole Hearings Scheduled and Backlog Hearings Report Penal Code Section 3041(d) September 2017

