BOARD OF PAROLE HEARINGS
Executive Board Meeting
Monday, March 19, 2018

OPEN SESSION
(All times are approximate and subject to change.)
http://www.cdcr.ca.gov/BOPH/meeting_agenda.html

1515 K Street
Executive Board Meeting Room
Suite 550
Sacramento, California 95814

START TIME: 1:00 p.m.

AGENDA

MEETING CALLED TO ORDER

1. Roll Call

CONSENT CALENDAR

2. Approval of the Draft Minutes from the February 20 and 21, 2018 Board of Parole Hearings Executive Board Meeting

3. Approval of the Parole Suitability Hearings and Backlog Report for March 2018

4. Approval of Motions for Hearings with Procedural Errors – No motions to consider

5. Public Comment on Consent Calendar – Comments are limited to five minutes. Items on the consent calendar are considered routine and non-controversial. All matters are approved by one motion unless a Board Member requests separate action.

REPORTS

6. Report from Executive Officer
   • Outreach

7. Report from Chief Counsel
   • Forensic Assessment Division Regulations

8. Report from Chief Psychologist, Forensic Assessment Division
   • Risk Assessment Workload Update
   • Outreach
   • New Forensic Assessment Division Psychologists

For disability related accommodations, please contact the BPH Americans with Disabilities Act Coordinators at (916) 445-6631 or (916) 323-7997, at least five (5) working days prior to the scheduled meeting. All persons and property entering into this facility may be subject to search. No unauthorized weapons are allowed pursuant to Penal Code Section 171b.
PRESENTATIONS


10. Overview of the Pre-Parole Process presented by Steve Hay, Parole Agent III, Board of Parole Hearings and Ricardo Bautista, Parole Agent II, Division of Adult Parole Operations

OPEN COMMENTS

11. BPH Commissioners – Agenda Items for Future Meetings

12. Public Comment – Comments are limited to five minutes. The public may comment on any item related to Board business. However, the Board will not consider comments about future parole hearings. Those comments should be sent to the prison where the inmate is housed so that they can be considered by the panel assigned to the case.

MEETING RECESSED TO TUESDAY, MARCH 20, 2018
BOARD OF PAROLE HEARINGS
Executive Board Meeting
Monday, March 19, 2018

CLOSED SESSION
(All times are approximate and subject to change.)

1515 K Street
Executive Board Conference Room
Sacramento, California 95814

START TIME: Upon recess of public session

DISCUSSION

Overview of Facts and Circumstances with Significant Exposure to Litigation
Pursuant to Government Code section 11126(e)(2)(B)(i)
(For purposes of this subdivision, litigation shall be considered pending when any of the following circumstances exist: A point has been reached where, in the opinion of the state body on the advice of its legal counsel, based on existing facts and circumstances, there is a significant exposure to litigation against the state body.)

Issues

1. Review of Parole Hearing Decisions, presented by Jennifer Neill, Chief Counsel
DISCUSSION

Overview of Pending Litigation and Writs of Habeas Corpus
Pursuant to Government Code section 11126(e)(1)
(Nothing in this article shall be construed to prevent a state body, based on the advice of its legal counsel, from holding a closed session to confer with, or receive advice from, its legal counsel regarding pending litigation when discussion in open session concerning those matters would prejudice the position of the state body in the litigation.)

Issues


For disability related accommodations, please contact the BPH Americans with Disabilities Act Coordinators at (916) 445-6631 or (916) 323-7997, at least five (5) working days prior to the scheduled meeting. All persons and property entering into this facility may be subject to search. No unauthorized weapons are allowed pursuant to Penal Code Section 171b.
OBARD OF PAROLE HEARINGS
Executive Board Meeting
Tuesday, March 20, 2018

OPEN SESSION
(All times are approximate and subject to change.)

1515 K Street
Executive Board Meeting Room
Suite 550
Sacramento, California 95814

START TIME: 10:00 a.m.

AGENDA

MEETING RECONVENED (Continued from March 19, 2018)

13. Roll Call

EN BANC REFERRALS

14. Referral by the Governor pursuant to Penal Code section 4802 to review a commutation application. Members of the public may address the Board for a period not to exceed five (5) minutes.

   A. GARVIN, TAMMY  W-60997
       Sentencing Court: Santa Clara

15. Referral by the Governor pursuant to Penal Code section 4802 to review a pardon application. Members of the public may address the Board for a period not to exceed five (5) minutes.

   B. HONG, VIET  J-95404
       Sentencing Court: Santa Clara

16. Referral by the Chief Counsel pursuant to Penal Code section 3041(b) and California Code of Regulations, title 15, section 2042 to assure complete, accurate, consistent and uniform decisions and the furtherance of public safety. Members of the public may address the Board for a period not to exceed five (5) minutes.

   C. RAMOS, JORGE  H-47357
       Sentencing Court: Orange

       To consider new information regarding institutional misconduct on February 7, 2018.

For disability related accommodations, please contact the BPH Americans with Disabilities Act Coordinators at (916) 445-6631 or (916) 323-7997, at least five (5) working days prior to the scheduled meeting. All persons and property entering into this facility may be subject to search. No unauthorized weapons are allowed pursuant to Penal Code Section 171b.
17. Referral by the Governor pursuant to Penal Code section 3041.1 and California Code of Regulations, title 15, section 2044(b) to request review of a parole decision by the full board. Members of the public may address the Board for a period not to exceed five (5) minutes.

D. RAMIREZ, DAVID
   B-80012
   Sentencing Court:
   Monterey

OPEN COMMENTS

18. Public Comment – Comments are limited to five minutes. The public may comment on any item related to Board business. However, the Board will not consider comments about future parole hearings. Those comments should be sent to the prison where the inmate is housed so that they can be considered by the panel assigned to the case.

The decisions in the above hearings will be posted as soon as they are finalized in the lobby on the ground floor of 1515 K Street. They will also be posted within 24 hours on the BPH internet page at the following address: www.cdc.ca.gov/BOPH/enbanc.html.

CLOSED SESSION – EN BANC REFERRALS

Pursuant to Government Code section 11126(c)(4) (“nor shall anything in this article be construed to prevent a state body from holding a closed session when considering and acting upon the determination of a term, parole, or release of any individual or other disposition of an individual case, or if public disclosure of the subjects under discussion nor consideration is expressly prohibited by statute.”)

ADJOURNMENT