

MINUTES OF THE MEETING OF THE POST-CONVICTION PROCEEDINGS
SUBCOMMITTEE OF THE CAPITAL PUNISHMENT REFORM STUDY
COMMITTEE

March 29, 2006

**Office of Representative Arthur Turner
Illinois State Capital, Springfield, IL**

Notice of the meeting was sent to all members and posted on the Illinois Criminal Justice Information Authority website.

Present: Ted Gottfried, Kathy Saltmarsh (assistant to Gottfried), Art Turner, Jim Durkin, Peter Baroni and Richard Schwind (via teleconference).

The meeting was called to order at 10:05 a.m. The minutes of the previous meeting were approved.

Ted Gottfried led a discussion of the idea of a survey of appellate and post-conviction defense attorneys and prosecutors regarding the reforms used in capital cases. The discussion focused on the mechanism and method to be used in collecting and recording such information. In addition, the discussion focused on the creation of a database (similar to the database created by Leigh Bienen for CPRSC Subcommittee #2) as a repository for collected information.

Mr. Gottfried discussed the subcommittee's work as a two tiered approach: (1) collecting information via the survey and database; and (2) analyzing the collected information.

The discussion then turned to the subcommittee's jurisdiction. There seemed to be general consensus that the subcommittee should focus its review efforts on post-trial issues that arise in direct appeals and in the post-conviction litigation (particularly DNA testing issues). Additionally, there was consensus on the idea that the subcommittee should take testimony from actors in those areas of focus, such as the Forensic Lab Advisory Committee. Finally, the subcommittee agreed that its role is not one of advocacy on pending legislation, but examination and awareness.

The Subcommittee asked the special counsel to work with the Chair's staff to seek out representatives from the Forensic Lab Advisory Committee to testify at our next subcommittee meeting. Additionally, the special counsel was asked to work with the Chair's staff on creating a survey of practitioners and a database.

The next subcommittee meeting was set for May 3, 2006 at 1:00 p.m. at the Criminal Justice Information Authority in Chicago.

The Subcommittee adjourned at 10:50 a.m.