

## **PARDON AND PAROLE BOARD**

### **Meeting Minutes**

**October 2011**

- I. **Call to Order** – This meeting of the Oklahoma Pardon and Parole Board was convened at 9:05 a.m. on October 11, 2011 at Hillside Community Correctional Center in Oklahoma City, Oklahoma. Notice was given to Secretary of State and an Agenda posted at the Board's Administrative office twenty-four hours prior to meeting pursuant to Title 25 O.S. § 301, et seq.
- II. **Roll Call** - Members present: Currie Ballard, Marc Dreyer, Richard Dugger, Lynnell Harkins and David Moore.
- III. **Victims/Representatives & District Attorneys** – The Board heard presentations from and conducted interviews with District Attorneys. There were no Victims/Representatives present.
- IV. **Business Meeting** – The Business meeting began at 10:38 a.m. The following matters were considered by the Board at the Business meeting:
  - A. **Old Business:**

None
  - B. **Current Business:**
    1. **Approval of September 2011 Regular Meeting Minutes** – Mr. Ballard moved to approve the September 2011 Meeting Minutes. Mr. Moore seconded the motion. Four (4) Members voted 'Yes', one Member, Dr. Dreyer, was absent during vote - motion carried.
    2. **General Counsel's Quarterly Report** – (See Handout.)
      - A. **Attorney General Ruling – Tracy George** -The Attorney General ruled that the new legislation that goes into effect on November 1, 2011 pertaining to the Governor's review of parole files is unconstitutional. The new law calls for Governor Fallin to act on parole files within 30 days, otherwise the parole is considered granted by default. Rebecca Frazier commented on behalf of Governor Fallin's Office, stating that Governor has been and intends to continue taking action on parole files within 30 days of receiving the files in her office.
      - B. **Parole Intake Meeting – Milt Gilliam** (See Handout.)
    3. **Streamlining the Parole Board Meeting** – Mr. Ballard made a brief presentation with suggestions of how to streamline the meeting. Mr. Ballard offered that by

adding a couple of timing features to the individual interviews, the overall process may help. Mr. Ballard added that these tips would not serve as restraints but rather mini-alerts which should just make Members cognizant of the time spent on each offender's interview.

4. Clarification of Impact of Suspended Consecutive Sentences – A brief discussion was held to clarify that when an offender with a consecutive suspended sentence is granted parole, the parole portion is completed before the consecutive suspended sentence begins.
5. Proposed Clemency Hearing Date for Gary R. Welch #104158 : After some discussion, November 18, 2011 was added to the list of proposed dates. Schedules will be checked and confirmation of the date selected will be made at a later date.
6. Approval of 2012 Meeting Dates: There may be some schedule conflicts, and those will be checked and dates adjusted, if necessary. However, Dr. Dreyer moved to approve January, February and March 2012. Mr. Ballard seconded the motion. All Members voted 'Yes' – motion carried.

C. Agency Update

- a. Personnel Update – The Agency will be announcing the Parole Investigator position at James Crabtree Correctional Center, formerly belonging to the recently retired Karla Johnston.
- b. Legislative Update – N/A
- c. Budget Update – N/A

D. Docket Modifications – J.D. Daniels -

Westley Gabelt, #584891 was considered for early docketing. Ms. Harkins moved to place Mr. Gabelt on an earlier docket. Mr. Ballard seconded the motion. All Members voted 'Yes'. Mr. Gabelt will be placed on the January 2012 Parole Docket.

Walter Hill, Jr., #222287 was considered for Commutation, because Hill is an 85% offender. Mr. Dugger moved to place Mr. Hill on an earlier docket. Mr. Ballard seconded the motion. All Members voted 'Yes'. Mr. Hill will be placed on the January 2012 Parole Docket for Commutation purposes.

Richard Sipe, III, #464566 was considered for early docketing. Dr. Dreyer moved to place Mr. Sipe on an earlier docket. Mr. Ballard seconded the motion. All Members voted 'Yes'. Mr. Sipe will be placed on the January 2012 Parole Docket.

VII. Business Meeting Adjournment – The business meeting recessed at 12:35 p.m. on

October 11, 2011.

VIII. Jacket Review Delegations/Voting -- Throughout the meeting, the Board took action on offenders who did not make a personal appearance. The Board took action on each offender, as recorded in and reflected on each offender's ballot. The ballot for each offender is documented as a part of these minutes.

IX. Offender Personal Appearances -- On Tuesday, October 11, 2011, Chairman Dugger called the meeting to order at 9:05 a.m. All Members were present.

Throughout the Meeting (Tuesday, Wednesday and Thursday), the Board heard presentations from and interviewed offenders who made personal appearances and the delegates accompanying them. The Board took action on each offender, as recorded in and reflected on each offender's ballot. The ballot for each offender is documented as a part of these minutes.

X. Convenc/Adjournment -- The monthly meeting of the Oklahoma Pardon and Parole Board was recessed and convened as follows: Tuesday, October 11, 2011, convened at 9:05 a.m. and recessed at 6:42 p.m.; Wednesday, October 12, 2011, convened at 8:10 a.m. and recessed at 6:05 p.m.; and Thursday, October 13, 2011, convened at 8:04 a.m. with final adjournment at 6:16 p.m.

Minutes submitted by Stephanie L. Westbrook