



MODEL CRIMINAL JURY INSTRUCTIONS COMMITTEE
Meeting Minutes of:
Thursday, November 15, 2012
3:00 – 5:00 p.m.
Held at the Supreme Court – 8th floor conference room

Attendees:

Justice Coats (Chair), Judge Dailey (Vice Chair), Judge K. Romeo, and Judge Samour.

Telephone participants:

Judge Burback, Judge Gilbert, Judge Greenacre, Judge Lammons, Judge Lemon, Judge Phillips, Judge Robison, and Judge Tuttle.

Staff:

Andrew Field (Reporter), and Penny Wagner (Court Services Analyst).

I. Approval of Minutes

The Committee approved the minutes for the October 18, 2012, meeting.

II. Chair's Update

The Chair informed the members that he was reviewing the Reporter's memorandum discussing the competing proposals for the final paragraph of the affirmative defense instructions. The Chair indicated that, once he completes this review, he will schedule the matter for further discussion.

The Chair explained that he will be assigning members to subcommittees and dividing responsibility for conducting an initial review of the Reporter's work on the chapters of elemental instructions.

III. Reporter's Update

The Reporter reviewed the proposed draft materials he has posted on the Committee's secure web site since the last meeting: Article 7 (Offenses Relating to Morals), and a portion of Article 8 (Offenses Involving Governmental Operations).

IV. Review of Materials Submitted by the Plain Language Subcommittee (PLS)

The Committee reviewed the PLS's proposed revisions to several of the generally applicable instructions in Chapters B-E of COLJI-Crim. (2008). Although the Committee made a few minor changes to the PLS's proposals (which the Reporter will incorporate into the materials before the next meeting), there was consensus that most of the PLS's recommendations should be adopted. The Committee will complete its discussion of these chapters at the January meeting, after members have had an opportunity to submit any additional suggestions to the Reporter.

V. Next Meeting

The next meeting will be held on Thursday, January 17, 2013, 3-5 p.m., in Supreme Court Conference Room # 4244, on the fourth floor of the new courthouse.

The Chair will set an agenda and have the Reporter distribute relevant written materials in advance of the meeting.

The Chair adjourned the meeting at 4:59 p.m.

Respectfully submitted,

Andrew Field, Reporter.