



ASC EXECUTIVE BOARD MINUTES

Sunday, November 11, 1984

Clarion Hotel - Cincinnati, Ohio

Members Present: Roland Chilton
Albert K. Cohen
John Hagan
J. Robert Lilly
Susan Martin
Joan McCord

Lloyd E. Ohlin
Joan Petersilia
Albert J. Reiss, Jr.
Marc Riedel
Austin T. Turk

Also Present: Nicholas Kittrie

Gerhard O.W. Mueller

COMPREHENSIVE CRIME CONTROL ACT OF 1984
ESTABLISHMENT OF SENTENCING COMMISSION

Mr. Charles Wise asked that he might have the opportunity to speak to the Board regarding the Comprehensive Crime Control Act of 1984 with particular emphasis on the portion dealing with sentencing and the establishment of a Sentencing Commission in the judicial branch of the Commission appointed by the President. The Commission will ask for and encourage the Society's input into the decisions that will be occurring relevant to the appointment of the commissioners of the Sentencing Commission. There will be an eight member Sentencing Commission, seven of which are to be voting members and one a non-voting member, Attorney General of the United States, three federal judges in active service, not more than four members of the eight are to be from any one political party. The positions are full time for six years except for the initial terms which are staggered — 2 six year appointments; 3 four-year appointments. Promulgation and distribution of the sentence guidelines, policy statements, general policy statements re the appropriate use of probation revocation. Previous statistics provided no guidelines. Failed to set for the factors pertaining to the offense and offenders in an appropriate penalty. No instruction in the kind of sentence to be imposed or the severity to be given. They are interested in receiving nominees for consultants to the Commission. Mr. Wise called the Board's attention to page 189 of the Comprehensive Crime Control Act regarding the duties of the Commission that would be of interest to the Society and #12 regarding the research and development program within the Commission.

President Turk will appoint a committee to look over the document and come back at the mid-year meeting with some recommendations as to what, if anything, the Society should do in response to the request. Joan Petersilia emphasized that it was important that the Society recommend at least a couple of names to the Commission for their consideration. Lloyd Ohlin noted that this would be a particularly good place for the National Policy Committee's input.

A motion was made by Lloyd Ohlin to refer the matter to the National Policy Committee. A friendly amendment was suggested by Roland Chilton that the President-Elect be asked to work with the Committee to respond as rapidly as possible to the request of Mr. Wise. President Turk suggested that John Hagan work with President-Elect Ohlin on a liaison committee between the Board and the National Policy Committee and leave it to Ohlin and Hagan to look over the document. Reiss suggested that it should be a committee that has access to Washington, D.C. where the Society can have an impact. John Hagan suggested Susan Martin work with them as she lives within the area. President Turk suggested that President-Elect Ohlin be chair of the Committee along with Susan Martin and John Hagan.

A motion was made to refer the matter to the National Policy Committee and to ask the Liaison Committee of Lloyd Ohlin, chair, Susan Martin and John Hagan to work with the Committee to develop recommendations as soon as possible. Motion passed unanimously.

PUBLICATIONS COMMITTEE REPORT

Albert Cohen reported that the Steering Committee was authorized by the Board to accept whatever suggestions and consider them to develop a reply to the first draft publishing contract of John Wiley & Sons. Cohen noted that he did not think it was the time to review the contract as it was grossly unsatisfactory. The Committee met and considered the proposed contract paragraph by paragraph to draft an alternative document to be returned to Wiley and give the Society's response to theirs noting that it should be settled as soon as possible and that no time be lost in getting the journal out on time.

Cohen noted that the most serious defect in the contract was that it arrogates to the publisher the right in making editorial decisions and that the selection of the editor must be done by Wiley which is outrageous, Cohen stated. Everything that entailed a surrender of the Society's own control having to do with the substance and control was excised and the Steering Committee was able to come to a responsible consensus. What is needed is the approval by the Board and a mandate to the Committee to continue the negotiations to their completion and the development of a final contract which will be brought back to the Board. President Turk reaffirmed that the Steering Committee would be responsible for reviewing the document. Gerhard Mueller recommended that the Committee seek the advice of a competent attorney.

Albert Reiss noted that the most important issue to him was who owns what and who makes money out of what. Binding the Society to a six year agreement and where the profit comes from is a deep concern -- the profit comes from the Institutional subscriptions. He noted that ACJS prints their own journal. He suggested that two estimates be secured: what do they want to do the job and what they expect for their profit.

President Turk noted that Reiss' point was well taken. A policy decision was made last year on the publisher or point of issue and the decision at that time was that the Board can always change policy decisions also to go with a publisher ^{altogether} rather than a printer. A willingness was indicated to go to a full time publisher versus a printer. Rather that issue is to be risked again and redecided will be up to the Board. Second thing-- policy decision previous or now. President Turk said he saw no reason not to suggest to Wiley what Reiss has recommended that they tell us what they would like in nice round dollars if there should be any thought of an alternative discussion.

Roland Chilton stated that this would be an issue that the Publications Committee should pursue. The Committee should explore the possibility of printing and publishing the journal.

Cohen saw the Committee's response as being asked to investigate alternatives on the one hand and on the other hand obtain the best contract the Society can with Wiley.

Reiss stated it was not worth it to be tied to a six year contract and suggested that the Committee negotiate for two years. Lilly inquired if a shorter term contract could be negotiated with Wiley. President Turk suggested that a publishing contracts specialist be contacted, possibly a New York based person that could deal face to face with Wiley on the Society's behalf. Lilly proposed that the Committee ask the lawyer to seek a 3 year minimum or 4 year maximum contract and explore the possibility of doing the journal with a printer. We should suggest language which gives right to terminate the contract 6 months after the 3 years if we were not happy with the services provided by Wiley.

Nicholas Kittrie stated that the Society needs the best advice of a publishing lawyer in what kinds of deals are able and feasible and said he would be happy to negotiate a reduced and reasonable fee for a publishing lawyer.

A motion was made by J. Robert Lilly and seconded by Joan Petersilian that the Board was in favor of having Nicholas Kittrie accept the responsibility of finding a lawyer to review on the Society's behalf a feasible rate for the contract prior to any signature. Motion carried unanimously.

President Turk noted that the revised contract would be submitted to Wiley as soon as possible and that hopefully within a couple of weeks the Committee would be ready to have a lawyer look it over for the Society.

SITE SELECTION COMMITTEE POLICY

President Turk noted it was decided by the Board that a committee from within this body be appointed to deal with the problem of assembling explicit guidelines under which the Site Selection Committee will operate, continuing the thrust to reaffirm firm, active Board control of operations, travel, and negotiations of the Site Selection Committee. He announced he has appointed a committee consisting of J. Robert Lilly, chair, and Joan Petersilia and Margaret Zahn to look into this matter.

COUNCIL OF PROFESSIONAL ASSOCIATIONS ON FEDERAL STATISTICS

President Turk reported that the Council of Professional Associations on Federal Statistics had approached the Society to become an affiliate member of their organization. This would be similar to the affiliate membership we have as an adjunct member in COSSA at \$500.00 per year. Following a brief discussion by the Board, it was decided to defer membership at this time due to the projected budget deficit and set aside for consideration next year.

AWARDS COMMITTEE REPORT

President Turk noted that at Wednesday's Board meeting a decision was made by the Board that in the future the Awards Committee will be requested to submit at least two names for each award to recommend to the Board for the Board's final decision. President Turk informed the Board members that he had instructed the present chair, Ronald Huff, to that effect -- two names and justification for their nomination, but not rank ordered, be submitted to the Board for either the Board's acceptance or rejection. The Awards Committee can then recommend another name to the Board if the previous two names are rejected by the Board. The Board is not bound to accept that name and may chose not to give that award. The Committee's decisions are recommendations only.

AAAS REPORT

President Turk reported that AAAS has accepted the two submissions submitted by Joseph E. Scott for inclusion on their program in Los Angeles, May 24-29, 1985. The sessions are: (1) "Pornography and Rape" and (2) "Career Criminals".

ETHICAL ISSUES IN CRIMINOLOGICAL RESEARCH

President Turk reported that a new issue has been referred to the Committee -- that of a researcher whose field notes and research notes were demanded by the prosecutor's office. Every association is involved in defending him on this confidentiality. A strong drive is underway to develop a clear principal of research confidentiality that our work should be as defensible as anyone else's. This is being considered by the Ethics Committee whether or not they think consulting with the National Policy Committee on whether we should contribute to the costs of the defense of appeal. ASA has contributed money.

FELLOWS COMMITTEE

President Turk noted his inclination was to leave the Committee's selection policy as has been done in the past, although one possibility arises. When Jack Gibbs served as chair of the Committee, he established and proposed some very rigorous procedures on who is worthy of the Fellow award. The new Fellows Committee is free to use or not use the guidelines developed by Gibbs. Does the Board want to legalize the guidelines and impose them on the Committee or develop new ones, he inquired. What comes from that Committee is subject to review by the Board. It was agreed that the next Fellows Committee be urged to consider the procedures set up by Gibbs' committee -- they would submit two names for consideration. If the Board did not agree with those and were rejected by the Board, the Committee could ask for another name.

INTERORGANIZATIONAL RELATIONSHIPS

President Turk noted that the committee chaired by Gerhard Mueller includes a number of people who were very carefully selected to represent a variety of organizations. Emphasis this year is on exploring a variety of issues. President Turk asked about the Board's interest in the possibility of a joint committee with ACJS. After some discussion, the Board agreed to continue the informal cooperation with ACJS that it presently has.

ADVERTISING AND EXHIBITS REPRESENTATIVE

President Turk noted that one of our own members, possibly Chris Eskridge, could handle the book exhibits by working on site at the meeting and the Society would have the assurance that the work would be done. Chris' name has been suggested as a good contact person for the Society with the publishers.

Robert Lilly requested that the letter he had received from Harve Horowitz detailing the problems with our executive office in Columbus be inserted with the minutes distributed to the Board members. He also suggested that the entire Harve Horowitz file be made available to Chris Eskridge to work with. The Executive Office would help Eskridge with the promotion materials, but Sarah would not be responsible for the exhibits.

1985 PROPOSED BUDGET

Robert Lilly noted that the Board had not approved the proposed budget and moved the acceptance of the budget. Seconded by Albert Cohen. Motion passed unanimously.

A motion was made to have the four page letter from Harve Horowitz entered into the minutes and other material be on file at the ASC office to be made available to the person that takes on the task. Motion seconded by Joan Petersilia. Motion carried unanimously.

Lilly emphasized that the reason he wanted the four page letter included in the minutes because there was a misunderstanding of what Lilly had to work with in recommending that the relationship with Horowitz be cancelled. He did not have the material submitted by Harve Horowitz. Lilly reported that his recommendation against renewing Horowitz's contract would not have changed if he had had this information. Horowitz has requested to have the joint book exhibit at future ASC meetings, but Lilly reported that this matter had just been handled by the Board.

CONSTITUTION REVISIONS

Roland Chilton moved that the Board approve the Constitution revisions as modified at the last Executive Board meeting and be submitted to the membership. Motion carried unanimously.

1984 and 1985 PROGRAM COMMITTEE REPORTS

Marc Riedel reported that as of Saturday there were 910 paid registrants for the 1984 Annual Meeting and a projected surplus of \$8790 is anticipated. Marc distributed copies of the 1985 Program Committee proposed budget for the Board's consideration. Marc noted that the projected registration fees for active and non members will have to be changed to reflect the Board's decision at Tuesday's meeting to increase the registration fees.

A motion was made by Albert Reiss, Jr. and seconded by Joan Petersilia to accept the 1985 meeting budget as amended. Motion carried unanimously.

Marc reported that he will try to vary the format of the 1985 program to include more roundtables and workshops. He noted that there has been the problem of some people that are not showing up for their panels, and he will try to address this problem to be sure that the people attend the meeting. He suggested that the Society insist that anyone that appears on the program pay their registration fee by a certain date or their name will be removed from the program. Joan Petersilia cited the problem of having people appear more than two times on the program and suggested that the number of sessions be limited and that no sessions be scheduled on Sunday.

A motion was made by Susan Martin that all program registrants be required to pay their preregistration fee by September 1 in order to have their name appear on the final program. Seconded by Joan McCord. Motion carried unanimously.

Marc noted that the present rule is that a person may not have more than two involvements on the program -- (1) presenter, (2) chair or discussant and inquired about people that were co-authors or co-chairs and also are preliminary session speaks affected by this rule. He noted there is no Board policy regarding co-authors.

President Turk suggested that the Society adopt the ASA rules -- getting papers in on time, participation on the program, how many program appearances. If applied, there could be fewer sessions.

Reiss suggested that there be more sessions on practitioners which could comprise 40% of our membership.

NEW BUSINESS

Third World Scholars: President Turk reported that he had received a proposal from the Division on International Criminology requesting that the Society subsidize the travel of one outstanding scholar from the Third World for the Society's next annual meeting. If this is not possible, the Division requests the support of the Society in their efforts to solicit funds to bring distinguished foreign scholars to the annual meeting. They also would like the Society to consider sending ASC publications to research institutes and scholars in developing nations who cannot afford the Society's publications. The Division might be interested and able to jointly fund such an effort.

President Turk reported that he informed Louise Shelley, chair of the Division, that in view of the Society's financial situation that he doubted very much if the Society would be able or interested in subsidizing the travel of anyone from the Third World to attend the next annual meeting. He suggested that the Division could work with the Grants and Contracts Committee to see if they could find someone to give them money for an outstanding criminologist from the Third World.

Reiss noted that the Society might not want to approve the solicitation of a political organization as the Society would have to receive and dispense the funds which could be embarrassing. Reiss stated he was not opposed to sending a copy of the journal to a Third World major university library.

President Turk replied that he was inclined to agree with the principles that Albert Reiss has set. We would be very happy if they would like to propose and justify names of such outstanding people and we would review them before any kinds of investigations were issued in the name of ASC, Division, or otherwise and if they approached any one with respect to funding for such travelers, what sources would they approach?

Roland Chilton suggested that if the Division had a Third World scholar in mind they could recommend that person to receive the Sellin-Glueck Award, which is not limited to, but certainly open to Third World scholars. Reiss noted that the International Criminological Society is a Society which all countries can belong and they have a problem of securing funds for people. Reiss stated that the Society should not take on this role of bringing those scholars to American meetings. Accepted the idea of exploring further the expenses of our Sellin-Glueck Award winner. Turk suggested that the the Society would be willing to look at any outstanding person as a candidate for the Sellin-Glueck Award and look into the possibility of paying their way (including hotel room) at the annual meeting.

Albert Reiss, Jr. moved that the Board advise the Division on International Criminology that the Board encourages them to submit their nominations of distinguished scholars of any country to the Awards Committee for consideration of the Sellin-Glueck Award and that they be advised the function of the International Society of Criminology to support travel of scholars to meetings. Seconded by Lloyd Ohlin. Motion carried unanimously.

Liability Insurance for the Society and its Officers: President Turk noted that a variety of people have been suing for the rejection of their manuscripts which resulted in them not receiving tenure, salary increases, etc. President Turk asked if a motion could be offered authorizing Robert Lilly to seek and check out options to liability insurance for the Society and report to the Board his findings at the mid-year meeting. Moved on President Turk's behalf by Susan Martin. Reiss noted that a \$100,00 policy would cost the Society approximately \$500 a year and suggested that Bob explore with Law & Society who they have writing their policy to obtain cost figures, noting we may not want to commit ourselves until we hear the price.

Joan Petersilia noted that at a previous Board meeting there was a suggestion that some type of award be named in memory of Michael Hindelang for a younger scholar, noting that other associations have awards geared to younger scholars and suggested that younger members could be encouraged to submit their work for review. She suggested a committee to look into this or ask the Awards Committee or Vice President-Elect to further explore the possibilities. Susan Martin suggested an outstanding publication for the year could be considered and not need be an accumulative record -- "Hindelang Award for Outstanding Publication in Criminology" in the previous year. The Board encouraged Joan to provide information to the Awards Committee for their consideration. Susan Martin made a more specific suggestion that the award be given for an outstanding publication without respect to gender, race, age, etc.

Marc Riedel noted that some publishers are interested in doing this type of award with their name included as part of the award. Reiss suggested that if the Society is going to do this that it look over a list of people that have passed away and see what the award might be called.

A motion was made by Roland Chilton that the Awards Committee be asked to explore the possibility of an annual award for an outstanding publication. Seconded by Joan McCord. Motion carried unanimously. The President will ask the Committee if they think there should be an award and if so to recommend procedures for the award and if the award should be named in honor of Michael Hindelang or someone else.

Roland Chilton asked if the Society's Constitution permits the use of proxy votes. He then asked if the use of proxy votes at past meetings was appropriate, noting that those giving their proxies do not hear the discussion. Chilton recommended this be considered at the mid-winter Board meeting.

NEXT ASC EXECUTIVE BOARD MEETING

President Turk suggested the dates of February 23-24 (choice 1); and March 2-3 (choice 2) for the mid-year Board meeting. Robert Lilly suggested the Board vote on either the site of Atlanta or Washington, D.C. for the mid-year Board meeting. A motion was made by Joan Petersilia that the mid-year Board meeting be held in Washington, D.C. Seconded by John Hagan. Motion carried unanimously.

There being no further business, the meeting adjourned at 12:30 p.m.

Respectfully submitted,

Roland Chilton, Executive Secretary