



RESOLUTION

WHEREAS the American Bar Association Commission on Effective Criminal Sanctions in accordance with the Kennedy Commission findings held hearings in March 2006 to explore the alternative sentencing strategies being used in the American court system; and

WHEREAS following the ABA hearings, the Commission adopted a series of six (6) recommendations regarding effective criminal sanctions which were scheduled for consideration by the ABA House of Delegates in August 2006; and

WHEREAS the “black letter” ABA recommendations were discussed at length during the National District Attorneys Association Corrections and Reentry Committee meeting on July 29, 2006 and the full Board of Directors meeting held on July 30, 2006; and

WHEREAS the full board agreed that negotiations with the ABA’s Commission should continue and as a result ABA removed the Recommendations from the August agenda for the ABA House of Delegates; and

WHEREAS following the July board of directors meeting President Mat Heck appointed a working group to review the ABA recommendations; discuss concerns among the working group members; and engage in a dialogue with the ABA Commission on Effective Criminal Sanctions in an effort to draft recommendations on which both organizations could agree; and

WHEREAS in accordance with President Mat Heck’s directive the NDAA working group has engaged in conversations with the ABA representatives; prepared a draft of proposed NDAA changes to the recommendations; and met on November 16, 2006 for extensive discussions on the issues; and

WHEREAS during an extended committee meeting on November 17, 2006 the full NDAA Corrections and Reentry Committee discussed the ABA recommendations. Based on the discussions the committee adopted all recommendations, as amended, by the committee with the exception of Recommendation 300 E.

BE IT HEREBY RESOLVED that the National District Attorneys Association approves, as amended, the following attached ABA Recommendations on Effective Criminal Sanctions:

300A
300B
300C (First Resolved Clause Only)
300D
300F

BE IT HEREBY FURTHER RESOLVED that the National District Attorneys Association does not approve Recommendation 300E of the ABA Recommendations on Effective Criminal Sanctions.

Adopted by the Board of Directors this 18th day of November, 2006 (Scottsdale, Arizona).
2006.12FAL