

**MEETING NOTICE AND AGENDA**

Name of Organization: The Legislative Commission's Subcommittee to Study the Death Penalty and Related DNA Testing (A.C.R. 3 of the 17<sup>th</sup> Special Session)

Date and Time of Meeting: Thursday, January 24, 2002  
9:30 a.m.

Place of Meeting: Grant Sawyer State Office Building  
Room 4401  
555 East Washington Avenue  
Las Vegas, Nevada

Note: Some members of the subcommittee may be attending the meeting and other persons may observe the meeting and provide testimony, through a simultaneous videoconference conducted at the following location:

Legislative Building  
Room 4100  
401 South Carson Street  
Carson City, Nevada

*If you cannot attend the meeting, you can listen to it live over the Internet. The address for the legislative Web site is <http://www.leg.state.nv.us>. For audio broadcasts, click on the link "Listen to Meetings Live on the Internet."*

**A G E N D A**

- I. Introduction and Opening Remarks  
Assemblywoman Sheila Leslie, Chair
- \*II. Approval of Minutes of the October 29, 2001, Meeting
- \*III. Presentation on the Impact of Race, Color, Religion, National Origin, Gender, Economic Status, and Geographic Location of Defendants on Decisions Concerning Charging, Prosecuting, and Sentencing in Capital Cases  
Nicolas Anthony, Senior Research Analyst, Research Division, Legislative Counsel Bureau  
Joan Howarth, Professor of Law, William S. Boyd School of Law, University of Nevada, Las Vegas  
Craig Haney, Professor of Psychology, University of California, Santa Cruz  
Glen Whorton, Chief, Classification and Planning, Department of Corrections  
Maizie Pusich, Chief Deputy Public Defender, Office of the Washoe County Public Defender
- \*III. Michael Pescetta, Assistant Federal Public Defender, Office of the Federal Public Defender  
Presentation on the Impact of Race, Color, Religion, National Origin, Gender, Economic Status, and Geographic Location of Defendants on Decisions Concerning Charging, Prosecuting, and Sentencing in Capital Cases (*continued*)  
David Sarnowski, Chief Deputy Attorney General, Office of the Attorney General  
Victor Schulze, Deputy Attorney General, Office of the Attorney General  
Ben Graham, Chief Deputy District Attorney, Office of the Clark County District Attorney Representative, Office of the Washoe County District Attorney
- \*IV. Presentation on Aggravating and Mitigating Circumstances in Capital Cases  
Nicolas Anthony, Senior Research Analyst, Research Division, Legislative Counsel Bureau  
JoNell Thomas, Private Attorney, Nevada American Civil Liberties Union  
Howard Brooks, Deputy Public Defender, Office of the Clark County Public Defender  
Michael Pescetta, Assistant Federal Public Defender, Office of the Federal Public Defender  
Ben Graham, Chief Deputy District Attorney, Office of the Clark County District Attorney

Representative, Office of the Washoe County District Attorney

\*V. Presentation on Competency of Counsel, Funding of Counsel, Adequacy of Resources Provided to Defendants in Capital Cases, and an Overview of Independent Public Defender's Commissions

Nicolas Anthony, Senior Research Analyst, Research Division, Legislative Counsel Bureau  
Michael Pescetta, Assistant Federal Public Defender, Office of the Federal Public Defender

Ben Graham, Chief Deputy District Attorney, Office of the Clark County District Attorney  
Representative, Office of the Washoe County District Attorney

\*VI. Presentation on Juror Understanding of the Application of the Law, Jury Instructions, and Selection of Jurors in Capital Cases

Nicolas Anthony, Senior Research Analyst, Research Division, Legislative Counsel Bureau  
Craig Haney, Professor of Psychology, University of California, Santa Cruz

Ron Dillehay, Professor of Psychology and Director of Grant Sawyer Center for Justice Studies, University of Nevada, Reno

Michael Pescetta, Assistant Federal Public Defender, Office of the Federal Public Defender

Ben Graham, Chief Deputy District Attorney, Office of the Clark County District Attorney  
Representative, Office of the Washoe County District Attorney

VII. Public Testimony

VIII. Adjournment

\*Denotes items on which the subcommittee may take action.

Note: We are pleased to make reasonable accommodations for members of the public who are disabled and wish to attend the meeting. If special arrangements for the meeting are necessary, please notify the Research Division of the Legislative Counsel Bureau, in writing, at the Legislative Building, 401 South Carson Street, Carson City, Nevada 89701-4747, or call Deborah Rengler at (775) 684-6825 as soon as possible.

Notice of this meeting was posted in the following Carson City, Nevada, locations: Blasdel Building, 209 East Musser Street; Capitol Press Corps, Basement, Capitol Building; City Hall, 201 North Carson Street; Legislative Building, 401 South Carson Street; and Nevada State Library, 100 Stewart Street. Notice of this meeting was faxed for posting to the following Las Vegas, Nevada, locations: Clark County Office, 500 South Grand Central Parkway; and Grant Sawyer State Office Building, 555 East Washington Avenue. Notice of this meeting was posted on the Internet through the Nevada Legislature's website at [www.leg.state.nv.us](http://www.leg.state.nv.us).