

Minutes of the July 18, 1989 United States Sentencing Commission
Business Meeting

The meeting was called to order at 9:39 A.M. by Chairman William W. Wilkins, Jr.

The meeting was held in the library at the United States Sentencing Commission. The following Commissioners, staff members and guests participated:

William W. Wilkins, Jr., Chairman
Michael K. Block, Commissioner
Stephen G. Breyer, Commissioner
Helen G. Corrothers, Commissioner
George E. MacKinnon, Commissioner
Ilene H. Nagel, Commissioner
Steve Saltzburg, Ex Officio Member
Winston S. Moore, Staff Director
David Anderson, Deputy General Counsel
Julie Carnes, Special Counsel
Nolan Clark, Deputy Chief Counsel
Peter Hoffman, Principal Technical Advisor
Andy Purdy, Deputy General Counsel
Roger Pauley, Criminal Division, DOJ
Vicki Portney, Criminal Division, DOJ

Peter Hoffman reviewed the proposed emergency guideline on cocaine base (crack). A discussion ensued. Suggested drafting changes are to be incorporated into the proposal and then recirculated for a Commission vote.

Julie Carnes provided four options for the Commission to use in handling what the staff working group defined as "culpability factors." A discussion ensued on these options and other related organizational sanctions topics. The Commission directed the working group to incorporate various drafting changes into the corporate sanctions drafts.

Chairman Wilkins announced that the next Commission meeting would be held on July 25, 1989.

§2D2.1 (Unlawful Possession)

-- Motion made by Commissioner Breyer to adopt the cocaine base (crack) proposal with amended language and promulgate as an emergency amendment, effective November 1, 1989; seconded by Commissioner Block. Passed unanimously.

Chairman Wilkins adjourned the meeting at 1:14 P.M.