

**Response Systems Panel  
Comparative Systems Subcommittee  
Minutes of February 25, 2014 Meeting**

The Response Systems to Adult Sexual Assault Crimes Panel (RSP) is a federal advisory committee within the Department of Defense (DoD) operating pursuant to Section 576(a) of the National Defense Authorization Act for Fiscal Year 2013, the Federal Advisory Committee Act of 1972, the Government in Sunshine Act of 1976, and governing federal regulations. The Comparative Systems Subcommittee (CSS) held a meeting on February 25, 2014, to receive information from military forensic psychiatry experts about understanding defendants in sexual assault cases, and to deliberate on sentencing issues. The meeting began at 8:30 a.m. and concluded at 4:30 p.m. at the RSP office at 875 N. Randolph Street, Suite 150, Arlington, VA 22203. The transcript of the February 25, 2014 meeting is incorporated herein by reference

Participating CSS Members:

Dean Elizabeth Hillman, Chair  
Colonel (ret.) Stephen Henley  
Mr. Harvey Bryant  
Brigadier General (ret.) John Cooke  
Brigadier General (ret.) Malinda Dunn  
Colonel (ret.) Larry Morris  
Ms. Rhonni Jaus  
Mr. Russell Strand

Other Participants:

Colonel Patricia Ham, RSP Staff Director  
Ms. Terri Saunders, RSP Deputy Staff Director  
Lieutenant Colonel Kelly McGovern, CSS Branch Chief  
Mr. Dillon Fishman, RSP Staff Attorney  
Ms. Janice Chayt, RSP Staff Investigator  
Ms. Shannon Green, Legislative Analyst  
Lieutenant Colonel Candace Hunstiger, Designated Federal Official

Presenters:

Dr. Robin Wilson, Ph.D. ABPP  
Mr. David Prescott  
Lieutenant Colonel David Johnson, M.D.  
Dr. Jennifer Yeaw (by phone)

After the meeting was opened, Dr. Wilson presented statistics regarding sexual assault cases, historical background, and rates of recidivism. He also talked in depth about conducting risk assessments and using them as a tool to predict future offender behavior. Mr. Prescott explained his experience working with offenders and victims and his opinions that incarceration alone is not effective; offenders need treatment.

**Response Systems Panel  
Comparative Systems Subcommittee  
Minutes of February 25, 2014 Meeting**

LTC David Johnson, MD and Dr. Jennifer Yeaw, Psy.D. work together at the Center for Forensic Behavioral Science (CFBS), Walter Reed National Military Medical Center, Bethesda, Maryland. The CFBS is the central clearinghouse for expert forensic psychology and psychiatry requests in criminal cases and a training center for forensic psychologists and psychiatrists. They have both appeared as expert witnesses in sexual assault cases. In 2013, their office received 330 requests, and they estimated that about half of them were for Article 120 issues.

Dean Hillman then provided an overview of the information gathered from visits to Bremerton Naval Station, Joint Base Lewis McChord (JBLM), and Dawson Place in Everett, Washington. Mr. Strand also provided a brief overview on the information gathered from the visit to the Philadelphia Sexual Assault Response Center (PSARC). They met with representatives from Women Organized Against Rape (WOAR), the Philadelphia Police Special Victim Unit (SVU), members from the medical team who work for Drexel University to include a Sexual Assault Nurse Examiner (SANE), and the Assistant District Attorney (ADA) who works in the sex crimes division. Finally, Mr. Bryant and BG(Ret) Dunn provided a brief overview on the information gathered from the visit to Naval Station Norfolk, Virginia.

The subcommittee members then discussed the complexity of sentencing guidelines and felt they did not have the required data to determine if there was problem of disparity in sentencing that would warrant sentencing guidelines in the military. The members agreed that the topic would require an in depth analysis which would require further study.

The subcommittee members also concluded that further study was needed before recommending any change regarding mandatory minimums. The members expressed concerns that in other jurisdictions, mandatory minimums became a barrier for some victims to report.

For clemency, the subcommittee members discussed the recent changes in the FY14 NDAA regarding Art 60 which removes the convening authority's (CA) ability to grant clemency on Art 120 and 125 offenses. The members discussed the unintended consequences to family members and some of the defendants who will no longer be able to request relief to the Convening Authority.

At 4:09 PM, LTC Hunstinger closed the meeting.

I hereby certify, to the best of my knowledge, these minutes are accurate and complete.



Elizabeth Hillman  
Chair  
Comparative Systems Subcommittee  
Response Systems to Adult Sexual Assault Crimes Panel

**Response Systems Panel  
Comparative Systems Subcommittee  
Minutes of February 25, 2014 Meeting**

Attachments:

- Agenda for meeting
- DTM 14-003, Establishment of Special Victim Capabilities with the Military Departments, Implementation of SVC Prosecution and Legal Support
- Wilson, R.J. & Pake, D.R. *Treatment readiness: Preparing sexual offenders for the process of change*, (2010).
- Gwenda M. Willis, David S. Prescott & Pamela M. Yatesw, *The Good Lives Model (GLM) in Theory and Practice*
- David S. Prescott, *Success: What do we do and how do we get there?*
- David S. Prescott, *Motivational Interviewing in the Treatment of Sexual Abusers: An introduction*
- Prescott & Wilson, *Paradoxical and double-bind communication in treatment for people who sexually offend.*
- Ruth E. Mann, R. Karl Hanson, & David Thornton, *Assessing Risk for Sexual Recidivism*
- R. Karl Hanson, Andrew J.R. Harris, & David Thornton, *High Risk Sex Offenders May Not be High Risk Forever*
- Steve Aos, Marna Miller, & Elizabeth Drake, *Evidence-Based Public Policy Options to Reduce Future Prison Construction, Criminal Justice Costs, and Crime Rates*
- Paula Smith, Claire Goggin, & Paul Gendreau, *The Effects of Prison Sentences and Intermediate Sanctions on Recidivism: General Effects and Individual Differences*
- Powerpoint presentation by LTC Johnson & Ms Yeaw, Center for Forensic Behavioral Science
- Bio of LTC Johnson