

INTERSTATE COMMISSION FOR ADULT OFFENDER SUPERVISION

MINUTES and MEETING SUMMARY

**Annual Meeting 2003
Peabody Hotel
Little Rock, Arkansas
November 3-5, 2003**

November 3, 2003

The meeting was called to order by Chairman David Guntharp, AR at 8:30 a.m. Following welcoming remarks, a review of the agenda, voting procedures and orders of the day, Guntharp asked for the roll to be called. Roll was called by Commission Executive Director Don Blackburn. 46 of 48 member jurisdictions were present (CT & NM absent), thereby constituting a quorum.

Alabama	James B. Cotton
Alaska	Leitoni Tupou
Arizona	Mary Schamer
Arkansas	David Guntharp
California	Sharon C. Jackson
Colorado	Jeaneene E. Miller
Delaware	Alan J. Grinstead
District of Columbia	Paul A. Quander, Jr.
Florida	Tina Hayes
Georgia	Joe Kuebler
Hawaii	Ronald Hajime
Idaho	David Nelsen
Illinois	Vivian Williams
Indiana	Jane Seigel
Iowa	Lowell Brandt
Kansas	Robert Sanders
Kentucky	Hazel M. Combs
Louisiana	Eugenie C. Powers
Maine	Wayne R. Theriault
Maryland	Judith Sachwald
Michigan	Dennis S. Schrantz
Minnesota	Ken Merz
Missouri	Denis H. Agniel
Montana	Mike Ferriter
Nebraska	Ed Birkel

Nevada	Amy Wright
New Hampshire	Kathleen E. McCormack
New Jersey	John D'Amico, Jr.
New York	Edward J. Mruczek
North Carolina	Sherry H. Pilkington
North Dakota	Warren Emmer
Ohio	Harry E. Hageman
Oklahoma	Milton Gilliam
Oregon	Ginger Martin
Pennsylvania	Benjamin A. Martinez
Rhode Island	Ashbel T. Wall, II
South Carolina	D. Ann Hyde
South Dakota	Ed Ligtenberg
Tennessee	Jim Cosby
Texas	Kathie Winckler
Utah	Leo S. Lucey
Vermont	Jacqueline Kotkin
Washington	Doreen Geiger
West Virginia	Henry E. Lowery
Wisconsin	William Rankin
Wyoming	Steve Lindly

Guntharp called on Blackburn for the Executive Director report. Blackburn introduced the ex-officio members present and recognized distinguished guests present. Blackburn commented on the progress of the Commission in establishing its offices and internal procedures, provided an update on efforts to promote the compact to non-member states and provided an update on the Interstate Compact for Juveniles.

Guntharp called on Warren Emmer, ND for a report from the Compliance Committee. Emmer reported on the committee's progress toward establishing procedures to assist states in complying with the rules and requirements of the new compact. Emmer detailed his thoughts on the compliance process, training, technical assistance and mentoring, mediation, arbitration and the judicial process. The report was adopted by consensus by the Commission.

Guntharp called on Hazel Combs, KY for a report from the Finance Committee. Combs reviewed the current status of FY'03 dues and recognized delinquent members at the table. Combs then reviewed the proposed budget and state dues assessment for FY'04. The report and FY05 budget and state assessment plan was adopted by consensus by the Commission.

Guntharp called on Jim Cotton, AL for a report from the Information Technology Committee. Cotton detailed the exhaustive activity of the group over the preceding 12

months, specifically the writing of functional standards for the national data system. Cotton requested that the Commission charge Blackburn with the task and ability to write a request for information on its behalf to begin the formal process of designing and building a system. The report was adopted by consensus by the Commission.

Guntharp called on Genie Powers, LA for a report from the Training, Education and Public Relations Committee. Powers reviewed the activities of her committee for the last year and the plans for training states on the new compact and rules to be adopted. Powers put forth several strategies including “train the trainers”, judges Bench Books on the subject, WebTV and other internet applications and cooperation with the National Center for State Courts. Blackburn will be heavily involved in training over the next 12 months. The report was adopted by consensus by the Commission.

The Commission broke at 9:30 a.m. and reconvened at 10:00 a.m., maintaining the previous quorum.

Guntharp provided the Commissioners directions as to how discussion, amendment and approval of the Rules would be handled. Guntharp recognized Kathie Winckler, TX for background on the rules drafting process and for the introduction of Rules. Winckler brought forward a “Procedure for the Adoption of Rules” (see attached). Following brief discussion, the Procedure was adopted by consensus by the Commission.

Sec. 1.101

Motion to adopt made by Winckler, seconded by Gilliam.

- Amendment to change the definition of “Compliance” was brought by Hageman, failed for no second.
- Amendment to change the definition of “Offender” was brought by D’Amico, and failed for no second.
- Amendment to change the definition of “Resident Family” was brought by Williams, seconded by Merz and failed (remove Aunt/Uncle, Y-18, N-25; shorten time to 90 days, Y-15, N-27)
- Amendment to change the definition of “Offender” was brought by Gilliam, seconded by Merz and passed.
- Amendment to change the definition of “Travel Permit” was brought by Jackson, seconded by Kotkin and failed.
- Amendment to change various provisions within Chapter 100 brought by Wall, seconded by Gilliam and passed.
- Amendment to clarify “Temporary Travel Permits” brought by Wall, seconded by Winckler and passed.
- Amendment to change the definition of “Temporary Travel Permits” was brought by Jackson, seconded by Miller and failed.
- Amendment to change the definition of “Temporary Travel Permit” was brought by Martinez, seconded by D’Amico and failed (Y-12, N-32)
- Amendment to add the definition for “Victim Sensitive” was brought by Martinez, seconded by Williams and passed.

- Amendment to change the definition of “Victim” was brought by Murczek, seconded by Kuebler and failed.
- Amendment to change terminology in the definitions from “parole or probation” to “supervision” was brought by Hyde, seconded by Winckler and passed.
- Amendment to change the definition of “Resident Family” was brought by Cosby, failed for no second.
- Amendment to change the definition of “resident Family” was brought by Schrantz, seconded by Williams and failed.

A motion was made to call the question by Ligtenberg, seconded by Emmer and the proposed rules and passed amendments were adopted by unanimous consent.

Sec. 2-101

Motion to adopt made by Brandt, seconded by Schrantz.

- Amendment to the section was brought on behalf of the Rules Committee by Wall, seconded Cotton and passed.
- Amendment to add “formal” to the rule was brought by Jackson, seconded by Hageman was passed (Y-23, N-21).

Sec. 2-102

Motion to adopt made by Wall, seconded by Winckler and passed without amendment.

Sec. 2-103

Motion to adopt made by Hayes, seconded by Combs and passed without amendment.

Sec. 2-104

Motion to adopt made by Quander, seconded by Combs and passed without amendment.

The Commission broke at 12:30 p.m. and reconvened at 1:30 p.m., maintaining the previous quorum.

Motion to reconsider Sec. 2-103 made by Brandt, seconded by Combs and passed.

Sec. 2-103

Motion to amend rule as adopted made by Kotkin, seconded by Hyde and passed.

Sec. 2-105

Motion to adopt made by Winckler, seconded by Kuebler.

- Amendment to change one year to six months was brought by Williams, seconded by Emmer and failed.
- Amendment to add a Section C pertaining to requirements to supervise was brought by Martin, seconded by Ferriter and failed.
- Amendment further defining offenses under which misdemeanor supervision would be granted was brought by Geiger, seconded by Wright. A sub-amendment to strike language detailing one-year was brought by D’Amico, seconded by Williams and passed. A sub-amendment to strike the original sub-amendment was

brought by Ligtenberg, seconded by D'Amico and passed (Y-23, N-21). The original motion then passed.

- Amendment to delete Section B from the Rule 2.105 was brought by D'Amico, seconded by Williams and passed.
Amendment to restore the six-month timeline in Section A, and fully restore Section B was brought by Hageman. Failed for no second.
- Amendment to strike 2.105 completely from the Rules was brought by Emmer, seconded by Williams and failed (Y-13, N-32).

Motion to adopt as amended passed (Y-26, N-19).

Sec. 2-106

Motion to adopt made by Winckler, seconded by Schrantz.

- Amendment to include details on pre-trial intervention and other P&P issues brought by Hyde, seconded by D'Amico and passed.
- Amendment to insert “maybe” in sentence 1 was brought by Jackson, seconded by Theriault and failed.

Motion to adopt as amended passed.

Sec. 2-107

Motion to adopt made by Winckler, seconded by Quander.

- Amendment to add the phrase “unless approved by the receiving state” was brought by Kotkin, seconded by Kuebler and failed.
- Amendment to add “A person, not an offender...” was brought by Sachwald, seconded by Winckler and passed.

Motion to adopt as amended passed.

Sec. 2-108

Motion to adopt made by Winckler, seconded by Gilliam.

- Amendment concerning mentally ill offenders was brought by Cosby. Failed for no second.

Motion to adopt passed.

Sec. 2-109

Motion to adopt made by Winckler, seconded by Wall.

- Amendment to replace language with that vetted through Rules Committee brought by Wall, seconded by Merz and passed.

Motion to adopt as amended passed.

Sec. 2-110

Motion to adopt made by Winckler, seconded by Brandt.

- Amendment to replace language with that vetted through Rules Committee brought by Emmer, seconded by Williams. A friendly amendment to include the term “person” was brought by Sachwald, seconded by Winckler and the motion to adopt as amended passed.

Sec. 3-101

Motion to adopt made by Winckler, seconded by Gilliam.

- Amendment to include a provision for verifiable employment was brought by D'Amico, seconded by Williams and failed (Y-16, N-28).
- Amendment to include a provision for resident family tenure of at least 90 days was brought by Williams, seconded by Birkel and failed.
- Amendment to add willingness to assist language brought by Schrantz, seconded by Merz and passed.
- Amendment to add promise of employment language brought by Mruczek, seconded by D'Amico and failed (Y-14, N-26).
- Amendment to insert the word substantial brought by Mruczek, seconded by Emmer and passed.
- Amendment pertaining to length of sentence remaining as related to transfer eligibility brought by Mruczek, seconded by Theriault and failed.

Motion to call the question brought by Ligtenberg, seconded by Schrantz and failed.

- Amendment to add at the time of application regarding compliance brought by Hageman, seconded by Rankin and failed.
- Amendment to reduce six months to three months brought by Gilliam, seconded by Cotton and passed.
- Amendment to add pending charges to outstanding warrants brought by Martin, seconded by Schrantz and failed.
- Amendment to adjust employment language brought by D'Amico, failed for no second.
- Motion to reconsider the last amendment brought by D'Amico, seconded by Mruczek and failed.
- Amendment to add undetermined period of time brought by Kotkin, seconded by Winckler and passed.
- Amendment to add 45 day window for obtaining employment brought by Mruczek, seconded by D'Amico and failed.

Motion to adopt as amended passed.

The meeting adjourned by unanimous consent at 5:00 p.m.

November 4, 2003

The meeting reconvened at 8:30 a.m.

Following the Roll Call, 46 of 48 members were present, establishing a quorum.

Alabama	James B. Cotton
Alaska	Leitoni Tupou
Arizona	Mary Schamer
Arkansas	David Guntharp
California	Sharon C. Jackson
Colorado	Jeaneene E. Miller

Delaware	Alan J. Grinstead
District of Columbia	Paul A. Quander, Jr.
Florida	Tina Hayes
Georgia	Joe Kuebler
Hawaii	Ronald Hajime
Idaho	David Nelsen
Illinois	Vivian Williams
Indiana	Jane Seigel
Iowa	Lowell Brandt
Kansas	Robert Sanders
Kentucky	Hazel M. Combs
Louisiana	Eugenie C. Powers
Maine	Wayne R. Theriault
Maryland	Judith Sachwald
Michigan	Dennis S. Schrantz
Minnesota	Ken Merz
Missouri	Denis H. Agniel
Montana	Mike Ferriter
Nebraska	Ed Birkel
Nevada	Amy Wright
New Hampshire	Kathleen E. McCormack
New Jersey	John D'Amico, Jr.
New York	Edward J. Mruczek
North Carolina	Sherry H. Pilkington
North Dakota	Warren Emmer
Ohio	Harry E. Hageman
Oklahoma	Milton Gilliam
Oregon	Ginger Martin
Pennsylvania	Benjamin A. Martinez
Rhode Island	Ashbel T. Wall, II
South Carolina	D. Ann Hyde
South Dakota	Ed Ligtenberg
Tennessee	Jim Cosby
Texas	Kathie Winckler
Utah	Leo S. Lucey
Vermont	Jacqueline Kotkin
Washington	Doreen Geiger
West Virginia	Henry E. Lowery
Wisconsin	William Rankin
Wyoming	Steve Lindly

Motion to adopt made by Winckler, seconded by Combs.

- Amendment to require 2 complete sets of forms rather than 1 was brought by Williams, seconded by Martinez and failed (Y-17, N-26).

Motion to adopt passed.

Sec. 3-103

Motion to adopt made by Winckler, seconded by Cotton.

- Amendment to augment proposed rule with recommendations from the Rules Committee brought by Gilliam, seconded by Winckler and passed.
- Amendment to add detail regarding living in a RS brought by Emmer, seconded by D'Amico and passed.
- Amendment to strike "on parole" brought by Martinez, seconded by Williams. A friendly amendment to add "to supervision" was brought by Schrantz. Amendment was adopted.
- Amendment to strike provision 3 from the rule brought by Hageman, seconded by Martinez and passed (Y-25, N-19).
- Amendment to strike provision C brought by Hageman, seconded by Martinez and failed (Y-13, N-32).
- Amendment to change one day to two days brought by Theriault, seconded by D'Amico and passed.
- Amendment to change sentencing to commission of offense was brought by Jackson, seconded by Kuebler and failed.
- Amendment to include "provisional" in sections of the rule brought by Williams, seconded by Schrantz and failed.
- Amendment to remove section C and other changes brought by Jackson, seconded by Theriault and failed.
- Amendment to change the definitions within the rule of residency brought by Schamer, seconded by Cotton and failed (Y-13, N-29).
- Amendment to change requirement from 15 to 7 days brought by Mruczek, seconded by Emmer and failed.
- Amendment to replace "assume responsibility" with "monitor" brought by Williams, seconded by Theriault and failed.

Motion to adopt as amended passed.

Motion to reconsider Rule 3-103, sec 5 (c) brought by Theriault, seconded by Schrantz and passed.

Amendment to strike section 5C brought by Hageman, seconded by Martinez and failed.

Motion to reconsider Rule 3-103, sec b (3) brought by Schrantz, seconded by Cotton and passed.

Amendment to replace language previously removed in sec b (3) brought by Schrantz, seconded by Cotton. Motion to call the question brought by Emmer, seconded by Kuebler and passed (Y-36, N-3). Motion to amend failed (Y-14, N-29).

Sec. 3-104

Motion to adopt made by Winckler, seconded by Schrantz and passed without discussion.

Sec. 3-105

Motion to adopt made by Winckler, seconded by Combs.

- Amendment to further define offender transfer eligibility brought by Geiger, seconded by Miller and passed.
- Amendment to extend the withdraw of acceptance to 120 days brought by Williams, seconded by Agniel and failed.
- Amendment to change the intended date brought by Mruczek, seconded by Theriault and passed.

Motion to adopt passed as amended.

Sec. 3-106

Motion to adopt made by Winckler, seconded by Cotton.

- Amendment to augment proposed rule with recommendations from the Rules Committee brought by Geiger, seconded by Cotton and passed.
- Amendment to add language to section a (2) brought by Mruczek, seconded by Schrantz and passed.
- Amendment to require receipt of all materials and have completed investigation within 10 days of receipt of request was brought by Williams, seconded by Hageman and failed.
- Amendment to reduce 15 days to 7 days brought by Mruczek, seconded by Williams and passed.
- Amendment to strike (b) and c (3) brought by Jackson, seconded by Hageman and failed.
- Amendment to add an item (e) pertaining to victim sensitive cases brought by Hageman, seconded by Schrantz and failed.

Motion to adopt passed as amended.

Sec. 3-107

Motion to adopt made by Winckler, seconded by Cotton.

- Amendment to augment proposed rule with recommendations from the Rules Committee brought by Cosby, seconded by Winckler and passed.
- Amendment to add Sec. 3-1071 to Sec. 3-107 brought by Hageman, seconded by Theriault and passed.
- Amendment to insert “psychological” into #21 brought by Birkel, seconded by Schrantz and passed.
- Amendment to change a (4) to “physical address” brought by Williams, seconded by D’Amico and failed (Y-13, N-31).
- Amendment to insert new wording into #24-1 brought by Hyde, seconded by Cotton and passed.
- Amendment to add new #24-2 brought by Mruczek, seconded by Theriault and passed.

- Amendment to remove #25 from the rule brought by Rankin, seconded by Hageman and passed.
- Amendment to change (b) from “shall” to “may” brought by Williams, seconded by Theriault and failed
- Amendment to change #23, adding “signed conditions” brought by Martinez, seconded by Hageman and failed.
- Amendment to add psychological report requirements to the rule brought by Cosby, died for lack of a second.
- Amendment to delete sections B and C within the rule brought by Birkel, seconded by Cotton and passed.
- Amendment to add #25 “risk assessments” to the rule brought by Kotkin, seconded by D’Amico and failed.

Motion to adopt passed as amended.

Sec. 3-108

Motion to adopt made by Winckler, seconded by Cotton.

- Amendment to add “known” to the victim’s reference brought by Kuebler, seconded by Winckler and passed.
- Amendment to add “or procedures” to b (2) brought by Jackson, seconded by Williams and passed.
- Amendment to add language pertaining to victim notification brought by Cosby, died for lack of a second.

Motion to adopt passed as amended.

Sec. 3-1081

Motion to adopt made by Winckler, seconded by Cotton.

- Amendment to change victims notice requirements from 10 days to 15 days brought by Kuebler, died for lack of a seconded.

Motion to adopt passed.

Sec. 3-109

Motion to adopt made by Winckler, seconded by Combs.

- Amendment on extradition waiver brought by Hyde, died for lack of a second.
- Amendment on extradition brought by Mruczek, seconded by Theriault and failed.

Motion to adopt passed.

Sec. 4-101

Motion to adopt made by Cosby, seconded by Emmer.

- Amendment regarding similar treatment of offenders brought by Schrantz, seconded by Hyde and passed.

Motion to adopt passed as amended.

Sec. 4-102

Motion to adopt made by Winckler, seconded by Cosby.

Amendment to duration requirements for supervision brought by Hageman, seconded by Lucy and failed.

Motion to adopt passed.

Sec. 4-103

Motion to adopt made by Winckler, seconded by Cotton.

- Amendment to augment proposed rule with recommendations from the Rules Committee brought by Cosby, seconded by Winckler and passed.
- Amendment to alter special conditions brought by Williams, seconded by Miller. A friendly amendment concerning (c) was brought by Winckler and passed.
- Amendment to (b) brought by Mruczek, seconded by Williams and passed.

Motion to adopt passed as amended.

Sec 4.104

Motion to adopt made by Winckler, seconded by Combs.

- Amendment to include DNA testing in the rule requirements brought by Hageman, seconded by Cotton and passed.
- Amendment to add text regarding “failure to comply” brought by Williams, seconded by Theriault and failed.

Motion to adopt passed as amended.

Sec. 4-105

Motion to adopt made by Winckler, seconded by Cotton

- Amendment to augment proposed rule with recommendations from the Rules Committee brought by Geiger, seconded by Merz and passed.
- Amendment to add sections C and D regarding reporting instructions brought by Schrantz, seconded by Williams. A friendly amendment to allow the Rules Committee to properly incorporate the language was brought by Winckler and passed.

Motion to adopt passed as amended.

Sec. 4-106

Motion to adopt made by Winckler, seconded by Cotton.

- Amendment to c (5) dealing with compliance issues was brought by Mruczek, seconded by Theriault and passed.
- Amendment to (b) extending to 120 days was brought by Williams, seconded by Schrantz and failed.

Motion to adopt passed as amended.

Sec. 4-107

Motion to adopt made by Winckler, seconded by Cotton and passed without discussion.

Sec. 4-108

Motion to adopt made by Winckler, seconded by Cotton.

- Amendment regarding and offenders financial obligation was brought by Hyde, seconded by Theriault and passed.

- Amendment to (a) was brought by Hageman, died for lack of a second. Motion to adopt passed as amended.

Sec. 4-109

Motion to adopt made by Winckler, seconded by Cotton.

- Amendment to augment proposed rule with recommendations from the Rules Committee brought by Wall, seconded by Cotton and passed.
- Amendment to (c) changing 10 to 30 was brought by Martinez, seconded by Williams and failed (Y-3, N-33).
- Amendment requiring notice of confinement to SS within 24 hrs. was brought by Siegel, seconded by Williams and failed.
- Amendment to add a #9 under (b) dealing with documentation was brought by Schrantz, seconded by Mruczek and failed.
- Amendment to add 30 day requirement to section (a) was brought by Jackson, seconded by Pilkington. A friendly amendment specifying the requirements as 30 calendar days was brought by Mruczek and passed (Y-21, N-19).
- Amendment to include “location” in section (b) was brought by Siegel, seconded by Williams and passed.
- Amendment to add a #9 under (b) dealing with absconsion was brought by Schrantz, seconded by Agniel. Friendly amendments dealing with the specific language of the proposed rule was brought by Winckler, Martinez and Winckler, respectively and passed.

Motion to adopt passed as amended.

Sec. 4-110

Motion to adopt made by Winckler, seconded by Cotton and passed without discussion.

Sec. 4-111

Motion to adopt made by Winckler, seconded by Cotton.

- Amendment to augment proposed rule with recommendations from the Rules Committee brought by Geiger, seconded by Wall and passed.

Motion to adopt passed as amended.

Sec. 4-112

Motion to adopt made by Winckler, seconded by Cotton.

- Amendment to augment proposed rule with recommendations from the Rules Committee brought by Geiger, seconded by Hageman and passed.

Motion to adopt passed as amended.

Motion to add a section **4-113** dealing with Variances made by Siegel, seconded by Brandt. A secondary amendment to the motion to table consideration until the 2004 Commission Annual Meeting made by Brandt, seconded by Schrantz and passed.

Sec. 5-101

Motion to adopt made by Winckler, seconded by Cotton.

- Amendment to augment proposed rule with recommendations from the Rules Committee brought by Geiger, seconded by Cotton and passed.
- Amendment to change (b) “release” rather than “discharge” was brought by Hyde, seconded by Cotton and passed.
- Amendment adding sections C & D dealing with warrants and arrest was brought by Hyde, seconded by Ligtenberg. Following discussion, the motion was withdrawn and a motion to refer the issue to the Rules Committee for further consideration was brought by Hyde, seconded by Ligtenberg and passed.

Motion to adopt passed as amended.

Sec. 5-102

Motion to adopt made by Winckler, seconded by Cotton.

- Amendment to add language dealing with sentence completion was brought by D’Amico, seconded by Hajime. A friendly amendment was brought by Kotkin dealing with incarceration and a friendly amendment was brought by Wall dealing with term of sentence and the amendment passed.
- Amendment dealing with the ordering of a return was brought by Hageman, seconded by Kotkin and passed.

Motion to adopt passed as amended.

Sec. 5-103

Motion to adopt made by Winckler, seconded by Cotton.

- Amendment striking “non-compliance” language was brought by Birkel, seconded by Merz and failed (Y-10, N-29).
- Amendment to refer the rule to the Rules Committee for further consideration was brought by Williams, seconded by Miller and passed.

Motion to adopt failed and the rule was referred to the Rules Committee.

Sec. 5-104

Motion to adopt made by Winckler, seconded by Cotton and passed without discussion.

Sec. 5-105

Motion to adopt made by Winckler, seconded by Cotton.

- Amendment to add time limit to retaking an offender was brought by Hageman and died for lack of a second.

Motion to adopt passed.

Sec. 5-106

Motion to adopt made by Winckler, seconded by Cotton

- Amendment to change “incarcerating” to “detaining” was brought by Schrantz, seconded by Williams and passed.

Motion to adopt passed as amended.

Sec. 5-107

Motion to adopt made by Winckler, seconded by Cotton and passed without discussion.

Sec. 5-108

Motion to adopt made by Winckler, seconded by Cotton

- Amendment addressing the seriousness of violations was brought by Mruczek, seconded by Theriault. A friendly amendment adding significance to the rule was brought by Schrantz and the amendment passed.

Motion to adopt passed as amended.

Sec. 5-109

Motion to adopt made by Winckler, seconded by Cotton and passed without discussion.

Sec. 5-110

Motion to adopt made by Winckler, seconded by Cotton.

- Amendment to add “local” specifications into the rule was brought by Mruczek, seconded by Schrantz and passed.

Motion to adopt passed as amended.

Motion to adopt a new rule, **Sec. 5-111**, made by Winckler, seconded by Cotton and passed without discussion.

Sec. 6-101

Motion to adopt made by Winckler, seconded by Cotton.

- Amendment to insert section C “Interpretation of the rules” was brought by D’Amico, seconded by Hajime and passed.
- Amendment to add language requiring the use of the compact administrator’s office in settling interstate disputes was brought by Schamer, seconded by Williams and passed.

Motion to adopt passed as amended.

Sec. 6-102

Motion to adopt made by Winckler, seconded by Cotton and passed without discussion.

Sec. 6-103

Motion to adopt made by Winckler, seconded by Cotton and passed without discussion.

Sec. 6-104

Motion to adopt made by Winckler, seconded by Cotton and passed without discussion.

Effective Date of New Rules

Motion to adopt August 1, 2004 as the effective date of the new rules made by Gilliam, seconded by Cotton and passed without discussion.

Transition Rule Extension and End Date

Motion to adopt July 31, 2004 as the End Date for the use of the Transition Rule made by Gilliam, seconded by Cotton and passed.

Motion to reconsider rule **2.105** was made by Kotkin, seconded by Kuebler. Following lengthy discussions, the motion failed (Y-22, N-22).

The meeting adjourned by unanimous consent at 5:45 p.m.

November 5, 2003

The meeting reconvened at 8:30 a.m.

Following the Roll Call, 44 of 48 members were present, establishing a quorum.

Alabama	James B. Cotton
Alaska	Leitoni Tupou
Arizona	Mary Schamer
Arkansas	David Guntharp
California	Sharon C. Jackson
Colorado	Jeaneene E. Miller
Delaware	Alan J. Grinstead
District of Columbia	Paul A. Quander, Jr.
Florida	Tina Hayes
Georgia	Joe Kuebler
Hawaii	Ronald Hajime
Idaho	David Nelsen
Illinois	Vivian Williams
Indiana	Jane Seigel
Iowa	Lowell Brandt
Kansas	Robert Sanders
Louisiana	Eugenie C. Powers
Maine	Wayne R. Theriault
Michigan	Dennis S. Schrantz
Minnesota	Ken Merz
Missouri	Denis H. Agniel
Montana	Mike Ferriter
Nebraska	Ed Birkel
Nevada	Amy Wright
New Hampshire	Kathleen E. McCormack
New Jersey	John D'Amico, Jr.
New York	Edward J. Mruczek
North Carolina	Sherry H. Pilkington
North Dakota	Warren Emmer
Ohio	Harry E. Hageman
Oklahoma	Milton Gilliam
Oregon	Ginger Martin

Pennsylvania	Benjamin A. Martinez
Rhode Island	Ashbel T. Wall, II
South Carolina	D. Ann Hyde
South Dakota	Ed Ligtenberg
Tennessee	Jim Cosby
Texas	Kathie Winckler
Utah	Leo S. Lucey
Vermont	Jacqueline Kotkin
Washington	Doreen Geiger
West Virginia	Henry E. Lowery
Wisconsin	William Rankin
Wyoming	Steve Lindly

Chairman Guntharp called on Vice-Chair Hageman for remarks. Following his remarks, Vice-Chair Hageman introduced State Senator Denton Darrington, Idaho and asked him to make comments regarding the work of the Commission during the meeting.

Chairman Guntharp, following lengthy debate over the previous two days of rules consideration, created an ad hoc committee to study and make recommendations regarding Rule 2-105. Guntharp appointed Cosby as Chair of the ad hoc committee, with other members including Emmer, Martinez, Goheen and Hayes. The committee is charged with examining the rule and making recommendations to the Chair and Executive Committee within 60 days.

Bylaws

Motion to adopt made by Winckler, seconded by Brandt.

- Amendment to Sec. 3 was brought by Winckler, seconded by Brandt and passed.
- Amendment to Article VI, Sec. 3 was brought by Winckler, seconded by Gilliam and passed.

Motion to adopt passed as amended.

Following all formal business, the Commission divided into Regional groups for information sharing and caucusing. Upon returning, the regional Representatives made reports to the Commission regarding the activities in their respective regions.

Guntharp called on Don Blackburn for the Executive Directors report.

Having no additional business, the meeting was adjourned by unanimous consent.