INTERSTATE COMMISSION FOR ADULT OFFENDER SUPERVISION

EXECUTIVE COMMITTEE

Tuesday, January 10, 2006
11:00 a.m. (EST)

Web Conference

Committee Members in Attendance

1. Harry Hageman
2. Joe Kuebler
3. Mike DePietro
4. Robert Oakes
5. Milt Gilliam
6. Ken Merz
7. Dori Ege
8. Genie Powers
9. Pat Tuthill

Committee Members Not in Attendance

1. Warren Emmer
2. Ann Hyde
3. David Guntharp

Staff

1. Don Blackburn
2. Ashley Kenoyer
3. Sheila Perry
4. Mindy Spring
5. Xavier Donnelly
6. Kelli Price
7. Rick Masters
Call to Order

- H. Hageman called the meeting to order at 11:02 a.m. EST. 8 of the 11 Committee members were present establishing a quorum.

Approval of Agenda

- Motion to approve the agenda was made by M. Gilliam, seconded by G. Powers. With no objections, the agenda was approved.

Approval of Minutes

- Motion to approve the December 13, 2005 minutes made by M. DePietro, seconded by K. Merz. D. Ege brought to the committee’s attention a typo on page two to correct. With no other objections, motion carried.

Rules Committee Milt Gilliam

- M. Gilliam reminded the committee that the Public Hearing is scheduled for Wednesday, January 18, 2006 at 2pm and the National Teleconference on Thursday, January 19, 2006 at 2pm ET.
- M. Gilliam plans to suggest to the entire Commission that more work is needed on the rules.
- The first face-to-face Rules Committee Meeting is scheduled in Lexington on February 28 and March 1, 2006. This meeting is scheduled to prepare for the 2007 Annual Business Meeting.

Training Don Blackburn

- D. Blackburn will be going back to Connecticut for e-learning training and to meet with their State Council some time in March.
- D. Blackburn is currently in Texas. He conducted Training at the APPA conference and facilitated Compact Training in Texas. He also visited and audited the Texas compact office while there.
- D. Blackburn is lining up Missouri Judges training in February.
- X. Donnelly has been working on videoing D. Blackburn on Rule 3.101 to try e-learning from the National Office. This is a testing stage to get ready for NACIS.

IT Joe Kuebler

- There was a conference call with Softscape last week. A tentative face-to-face meeting was scheduled for January 24, 2006 in Lexington in order to go over the Technical Specifications Document.
• Motion to approve approximately $3600.00 to pay for the consultants from the IJIS to meet with the National Office face-to-face was made H. Hageman. J. Kuebler seconded the motion. This meeting will be conducted for the consultants and the National Office to review the technical specifications in order to ensure GJXML compliance. Motion carried.

• Technology Committee will be meeting on Wednesday, January 18, 2006 at 3pm Eastern time.

**Finance Genie Powers**

• G. Powers gave brief update that the National Office came in under budget for the 2005 Annual Business Meeting.

• Some states have not paid their dues because of their fiscal year structure. The National Office is actively working on this.

**Executive Committee Harry Hageman**

H. Hageman turned the meeting over to R. Masters to discuss an inquiry from Bill Nowak who is the legal counsel to New York. B. Nowak on behalf of NY was expressing concerns regarding Chairman Guntharp’s letter relative to the National Teleconference concerning the three rule changes. As set forth in an e-mail to R. Masters on December 22, 2006, the questions were raised on the basis that New York is committed to its position on the changes to the definition of "relocate" as articulated by Mr. DePietro at the December 2005 Rules Committee meeting and which was agreed upon by a consensus of voting members of the Rules Committee. Just as importantly, NY is committed to ensuring that the Rules of the Commission and its Bylaws are properly followed. After R. Masters, D. Guntharp and D. Blackburn spoke, they decided to handle the situation with R. Masters phoning B. Nowak. They spoke right before the Christmas Holiday. B. Nowak reiterated to R. Masters his client’s concerns. R. Masters shared with him that the chair was simply advising the Commissioners that there had been some circumstances that had changed with regard to both the timetable to NACIS as well as concerns that were expressed from the Rules Committee to the extent that some of these changes might not be fully understood. It certainly was not the intention of the Chair to suggest that the Commissioners do not have the prerogative to consider all of these rule changes and to vote on them if they choose to do so. The call was an amiable one.

**Victims Representative Report Pat Tuthill**

• P. Tuthill is going into a meeting today to speak with Ann Ferguson from APPA Victims Issues Committee. APPA plans to have a Judicial Track Conference in Chicago this summer. P. Tuthill will try to get a 30-40 minute block for Compact Training for judges.

• P. Tuthill is currently looking for funding for a face-to-face Victim Representative meeting.
P. Tuthill met with the Victims Representatives by Regions in December and plans to conduct another meeting in February.

P. Tuthill expressed her concerns that there are 17 states that currently do not have a Victim’s Representative.

**East Mike DePietro**

- M. DePietro responded to R. Master’s statement about the inquiry by his state Counsel, Bill Nowak. He stated in response to him the NYS was not totally satisfied with the verbal exchange and did not consider the issue over. In addition, New York State’s position would be submitted in writing soon.
- The East Region plans to meet again in February.

**South Robert Oakes**

- The South Region plans to meet again by the end of this month.

**Midwest Ken Merz**

- Meeting scheduled for Wednesday, January 11, 2006. K. Merz shared with the Committee that Commissioner Rankin inquired about the Rule Changes and the fact that the Amendments are not included in his documentation. D. Blackburn shared that the rules that were passed have an effective date of January 1 and that the others will be implemented upon NACIS implementation. D. Blackburn asked A. Kenoyer to follow up with Commissioner Rankin on his concerns.

**West Dori Ege**

- D. Ege shared with the committee that her region met in November to discuss the rule changes and meets with her region every 60 days.

**Legal Counsel Report Rick Masters**

- The Commission has received a couple of threats from attorneys on behalf of offenders who are complaining about various issues with states that they are seeking to transfer from or to, apparently thinking they have some standing to cause the Commission to do something. The Commission’s legal position is that an individual offender does not have the standing to ask the Commission to do anything or a cause of action against the Commission in that regard. If pulled into legal action then we will inform the attorney that is compelled to take action that there is no standing to do that.
Executive Director’s Report  
*Don Blackburn*

- The National Office is preparing for the National Teleconference. K. Price is working to get everyone registered and familiar with WebEx.
- X. Donnelly and D. Blackburn are working on training modules.

Adjourn

- Motion to adjourn made by G. Powers, seconded by M DePietro. Meeting adjourned at 11:34 a.m.