INTERSTATE COMMISSION FOR ADULT OFFENDER SUPERVISION
EXECUTIVE COMMITTEE

Tuesday, May 9, 2006
11:00 a.m. (EST)
Web Conference

Committee Members in Attendance

1. David Guntharp
2. Harry Hageman
3. Joe Kuebler
4. Robert Oakes
5. Milt Gilliam
6. Dori Ege
7. Ken Merz
8. Mike DePietro
9. Warren Emmer
10. Ann Hyde

Committee Members Not in Attendance

1. Pat Tuthill
2. Genie Powers

Staff

1. Don Blackburn
2. Ashley Kenoyer
3. Mindy Spring
4. Xavier Donnelly
5. Whitney Hall
6. Stephanie Scott
7. Rick Masters
Call to Order

- D. Guntharp called the meeting to order at 11:07 a.m. EST. Ten of the eleven committee members were present, establishing a quorum.
- Motion to approve the Agenda for this meeting was made by M. DePietro and seconded by A. Hyde.
- Motion passed.

Approval of Minutes

- Motion to approve the April 11, 2006 minutes made by K. Merz, seconded by W. Emmer.
- Motion carried.

Rules Committee Milt Gilliam

- The Rules Committee met last Friday and completed changes for drafts for the remainder of the Rules presented to the Committee for revisions.
- M. Gilliam announced that he would send out rule changes with justifications by Monday or Tuesday of next week. He is waiting on some final comments on justifications.
- Committee will meet in June to discuss these comments and will spend half a day with W. Emmer and the Compliance Committee.
- D. Blackburn added that he is sending a survey out on probable cause hearings for the next meeting.
- M. Gilliam said that he would take comments on the justifications until June 15.

Training Ann Hyde

- A. Hyde gave a presentation on recent trainings by Don, Rick, and Dori.
- A. Hyde announced that we have received very positive feedback from the WebEx trainings, and more trainings have been requested from trainees so that all officers could go through this training.
- D. Ege discussed how much she liked training with WebEx and she has received positive comments by trainees.

Technology Joe Kuebler

- J. Kuebler stated that development of NACIS continues. Updates by Softscape are supposed to be completed by Wednesday for final approval by Technology Committee. He expects that we can turn this document back over to Softscape by May 17th so they can do the final revisions to prepare for testing in June.
- D. Guntharp clarified that this will be the true test to see if this system will work or not. If it doesn’t work, the Exec. Comm. will meet again to discuss further actions.
- D. Guntharp commended the Technology Committee and D. Blackburn and Staff for adamantly staying on Softscape to revise the system properly.

Compliance Warren Emmer
• W. Emmer expressed that he felt the issues coming to the Compliance Committee are going to bring credibility to the Commission
• He discussed Complaints being looked at -OH v TX and OH v PA. Also, the committee is reviewing issues with Puerto Rico.
• W. Emmer explained that the Committee has formed an Ad Hoc group of Commissioners and DCAs to look at an audit tool. This group will be meeting with the Rules Committee and Compliance Committee in June to finish working on this product.
• W. Emmer announced that Bill Rankin will be traveling to Arkansas to test this tool and report on this at the meeting in June. W. Emmer suggested that this tool be tested in North Dakota before the meeting in June so that the committee has something to work from.
• Wednesday, May 10, 2006, they will discuss complaints and make recommendations on it.
• D. Blackburn explained the success of the OH v AL Complaint, and there has been a court order to send the offender back to Alabama.
• R. Masters explained that this is a significant success for the Commission.
• D. Ege explained that DCAs, Commissioners and Compact Administrators daily solve these disputes at their level too because of the new compact.
• D. Blackburn responded that these states are complying with Rule 6.101 where commissioners try to resolve the problem themselves and then raise it to the National Office, when they cannot solve their problem at the state level.
• R. Oakes explained that his case showed the judges in Alabama that ICAOS will follow through and make sure that states comply to the Commission Rules.
• D. Blackburn discussed the current open Complaint cases and the issues in Puerto Rico.
• R. Masters explained that these complaints are not in the category of dispute resolutions or voluntary resolutions. They are complaints by OH that the state of PA and commonwealth of TX has violated the Compact. And, thus, the National Office may be called upon to make a decision on whether there has been a violation of the rules and decide what sanctions should be imposed.

Finance Genie Powers

• D. Blackburn announced that G. Powers is scheduled to come to Lexington and go over the books July 9-10, 2006.
• D. Guntharp asked if there are any other issues on dues besides Puerto Rico.
• D. Blackburn announced that the only two states that have not sent in dues for FY06 are NY and Puerto Rico. NY works on a different fiscal year and their payment is en route.

Executive Committee David Guntharp

• D. Guntharp reminded the Committee about their meeting on October 1, 2006.

East Mike DePietro

• M. DePietro said that he has tried to contact the Commissioner of Puerto Rico to discuss the circumstances of Puerto Rico. He has not had a response.
• M. DePietro announced that he has scheduled an East Region meeting on June 15 to get comments to take to June Rules Committee meeting.
• D. Blackburn explained that Puerto Rico has failed to pass an Appropriations Budget.

**South Robert Oakes**

- R. Oakes reported that there has been no activity since the last Executive Comm. meeting. He has tentatively scheduled a meeting for the first week of June to discuss revised Rules once they are posted.

**Midwest Ken Merz**

- The Midwest had a meeting scheduled in April but postponed it to June 1, 2006. Also, they will be discussing and voting a recommendation from Nebraska on a Rule change.

**West**

- D. Ege had a meeting scheduled for May 16, 2006, and is rescheduling to either meet May 24th or May 30th.

**Executive Director’s Report Don Blackburn 33:01**

- We are setting up a webpage to sell benchbooks and other merchandise on the ICAOS website. The National office would also like to sell the book on interstate compacts by Caroline Brown, Rick Masters, Michael Buenger, and Mike McCabe on the Commission website.
- D. Blackburn articulated that he has negotiated buying the book at a 40% discount from ABA. We can sell the book at a discounted price and still make a profit, if the Committee will approve it.
- National Office is preparing for the DCA meeting. We have found that we are going to spend about $25,920 in travel costs for the DCA meeting at the Annual Business Meeting, when the Executive Committee approved a $36,000 budget. A luncheon for the DCAs would only cost about $5000, and would fit in the budget if the Committee wants to entertain a proposal to approve a DCA Luncheon.
- D. Blackburn announced that he is planning a meeting with the Region Chairs on May 30, 2006 to discuss elections. D. Blackburn explained how elections were done in 2004 and how they will most likely be administered at this year’s Annual Meeting.
- Discussion of paying for Ex Officios to attend the Annual Business Meeting. D. Blackburn stated that he needs a policy on which Ex Officios shall be reimbursed for this meeting.
- D. Blackburn outlined Advisory Opinions, Dispute Resolutions, and Complaints in progress and recently posted. Also, he summarized information on recent trainings.
- Discussed DCA survey on potential attendance of DCAs at Annual Business Meeting.
- Discussed registration for Annual Business Meeting.
• R. Masters explained that this book details the law and use of interstate compacts including our own compact.
• Motion passed.
• D. Blackburn asked if the Committee would support having a $5000 luncheon if we can stay within the budget that was agreed to at the April Meeting.
• W. Emmer moved and A. Hyde seconded a motion for the Compact to sponsor a DCA luncheon at the Annual Business meeting if it stays within the budget for the DCA Training approved at the April Executive Committee Meeting.
• Motion passed.
• D. Blackburn asked if the Committee would support having a $5000 luncheon if we can stay within the budget that was agreed to at the April Meeting.
• W. Emmer moved and A. Hyde seconded a motion for the Compact to sponsor a DCA luncheon at the Annual Business meeting if it stays within the budget for the DCA Training approved at the April Executive Committee Meeting.
• Motion passed.
• Discussion whether or not the Commission should pay for Ex Officios to attend the Annual Business Meeting.
• R. Masters suggested that it might be best to pay for all or none of the Ex Officios, and possibly grant a scholarship to one or two Ex Officios who don’t have the budget to attend on their own funds.
• D. Guntharp suggested paying for only Ex Officios who serve on Commission Committees.
• D. Ege moved and H. Hageman seconded a motion that we enter into an MOU to transfer the money from PPCAA to the Commission signed by the Executive Director.
• Motion passed.

Legal Counsel Report Rick Masters

• R. Masters discussed the discrepancy with the PPCAA. We have received a letter from PPCAA and responded. He sent a letter to PPCAA as to why the Commission feels we should be in charge of dispersing funds. They do not want to engage in litigation.
• R. Masters discussed his conversations with PPCAA’s attorney on this issue.
• D. Ege moved and M. DePietro seconded a motion that we enter into an MOU to transfer the money from PPCAA to the Commission signed by the Executive Director.
• Motion passed.

New Business

• A. Hyde announced that this would be the last meeting with her as Ann Hyde, from now on she will be Ann Clarke.

Adjourn

• Motion to adjourn was made by M. DePietro, seconded by A. Hyde. Meeting adjourned at 12:19 p.m.