Members in Attendance:
1. Milt Gilliam Chairman, OK
2. Kevin Kempf Vice-Chair, ID
3. Charlie Lauterbach Treasurer, IA
4. Sara Andrews OH
5. Dori Ege AZ
6. Gary Tullock TN
7. Kathie Winckler TX
8. Mark Cadotte OR
9. Kim Madris NV
10. Scott McCaffery ME
11. Mike McAlister NH
12. Pat Tuthill Ex-Officio, FL

Members not in Attendance:
1. Chris Norman AL

Guest:
1. Edward Gonzales NM
2. Ethel White TX
3. Regina Grimes TX

Staff:
1. Harry Hageman
2. Rick Masters Legal Counsel
3. Sam Razor
4. Barno Saturday
5. Kevin Terry
6. Mindy Spring
7. Xavier Donnelly

Approved on -01/10/2012. B.S.
Call to Order
Chairman M. Gilliam (OK) called the meeting to order at 2:30 pm EST. Eleven voting members were present, establishing the quorum.

Agenda
Commissioner M. Cadotte (OR) made a motion to adopt the agenda as written. Commissioner S. Andrews (OH) seconded. Motion passed.

Minutes
Commissioner G. Tullock (TN) made a motion to approve the minutes from November 8, 2011. Commissioner M. Cadotte (OR) seconded. Minutes approved as drafted.

Discussion
Rules Committee Report: Rules Committee Chair G. Tullock (TN) presented his report to the Committee. Commissioner J. Seigel (IN) was appointed as the vice-chair of the Committee. The Rules Committee consists of 14 members and one Ex-Officio. The Rules Committee will be meeting on December 15, 2011 to discuss its business calendar, 2011 Rule Amendments’ technical correction and referral of defeated Rules from 2011 ABM.

Training Committee Report: Commissioner D. Ege (AZ) presented her report to the Committee.

Past Trainings
• Mini Training-Significant Violations Rule 5.103
  – November 15: 83 Attendees
  – December 6: 95 Attendees
• Mini Training-PC Hearing Rule 5.108
  – November 16: 91 Attendees
  – December 7: 56 Attendees
• General Rules Training
  – November 17: 83 Attendees
  – December 8: 62 Attendees

Upcoming Trainings
• Jan 11: DCA Amendment Training
• Jan 18: DCA Amendment Training

Updates
• Texas Direct Training Pilot

Assistant Director S. Razor explained the details of the successful Texas Pilot Training Initiative. The ICAOS National Office analyzed the Texas FY 2011 audit data and determined that in compliance problem areas of the same small groups of individual users over-represent themselves. To address the problem the National Office, the Training Committee and the State of Texas collaborated to develop a pilot project to direct resources to those users in a way that was unobtrusive to the end user and did not place any additional burden on the compact office staff.
As a result, the identified users received instructional emails providing guidance on how to improve the affected areas. At the conclusion of the 90-day pilot, compliance by the identified users had improved dramatically, in some areas by 100%.

In order to expand this effort to other states, Commissioner D. Ege (AZ) will draft changes to the Technical and Training Assistance policy to incorporate this pilot program.

- ABM Compact Issues Survey
  - Top 6 Areas of Concern from Commission survey
    1. Promote training to deal with failure to issue mandatory warrants
    2. Promote training to consider possible retaking prior to transfer
    3. Form ad hoc committee to study possibility and liability implications for hiring a contract agency to retake offenders.
    4. Approve ICOTS enhancement to include “violent offender” designation on Transfer Request
    5. Approve ICOTS enhancement to remove “remain under supervision” from recommendations on OVR
    6. Approve ICOTS enhancement for automatic victim notification

Commissioner K. Winckler (TX) stated that no ICOTS enhancements could be done in the near future due to possible change of vendor.

Technology Committee: Commissioner K. Winckler (TX) presented the Technology Committee report to the Committee:

- Commissioner M. Cadotte (OR) – Vice-chair
- ICOTS Releases
  - Release 16.0 – Launched December 7th. A total of 21 outstanding bugs were addressed.
- ICOTS Help Desk
  - 263 tickets were created in November, a 3.6% decrease from October.
  - 13 pending tickets are currently awaiting resolution or documentation as a known bug by Appriss.
- Public Web Portal had 1,073 clicks in November (a 15% decrease from October)
- ICAOS Website
  - All website pageviews:
    - November: Over 83,000 (-12% from October)
  - Mobile pageviews:
    - November: Over 4,500 (-25% from October), which accounts for 2.1% of all website visits.
  - Mobile website launched
- APPA Fusion Center Pilot Project
  - Appriss came up with high estimate to create an interface for this project
- ICOTS RFP
  - SEARCH helped to put together an RFP that will be available for vendors to review on Feb 1, 2012.
Compliance Committee Report: Commissioner M. McAlister (NH) informed the Committee that there were no pending compliance issues. The Committee plans to meet in the end of January 2012.

Commissioner C. Norman (AL) serves as the Vice-chair, at present the Compliance Committee has 10 members.

Finance Committee Report: Commissioner C. Lauterbach (IA) informed the Committee that Commissioner M. Buscher (IL) has agreed to accept the position of Vice-Chair. The Committee is looking for members to represent the East Region.

As of today, the Commission is operating 3% under the budget.

Executive Committee Report: Chairman M. Gilliam (OK) reminded the Committee that it was a non-rule year and the upcoming business meeting will concentrate on the trainings.

The Face-to-face Spring Executive Committee meeting is scheduled for Tuesday, April 17, 2012 in Lexington, KY.

Region Reports:

East Region: Commissioner S. McCaffery (ME) stated that the East Region met on November 17, 2011. The major discussion was the mandatory retaking issue initiated by NJ. Next meeting is scheduled for 2 pm on Feb 7, 2012. There was no quorum at the meeting.

West Region: Commissioner M. Cadotte (OR) stated that the West Region met on November 15, 2011 and discuss the following issues: Rules 2.110 Compliance, 2011 ABM Feedback, Retaking Rules issues, and Amendment to Rule 5.103.

Executive Director Report

Executive Director H. Hageman presented his report to the Committee.

- Recent commissioners’ appointments:
  - Nancy Ware, DC Court Service Agency (waiting on the official letter from the Governor’s office)
  - Jule Cavanaugh, WI DOC (waiting on the official letter from the Governor’s office)
  - Kansas is expecting to appoint a commissioner this week.

- Year to date, ICAOS billed ICJ through the MOU for $2,337.00 for FY 2012

- Georgia Visit to the National Office
  - The visit on November 14, 2011 by Susan Philips and Mark Morris was positive, very candid and at the time seemed to be very constructive. However, the National Office continues receiving complaints regarding Georgia transfers from other states.

- CSG and the National Office will be closed for the week of Dec 26
• Cases of Interest
  o NJ and PA – At issue is the transfer of a civil commitment case from NJ to PA. New Jersey contends that the offender meets eligibility requirements, but PA cites the lack of a criminal conviction as a necessity for compact supervision. The states are continuing to work together to find a resolution for this case.
  o MN and GA - At issue is the refusal of GA to retake an offender that MN believes to warrant mandatory retaking. At this time, the two states have not been able to reach any agreement going forward and it may result in a formal complaint.
  o TX and OH;– A considerable amount of regional and national media attention has been given to the Beasley Case, dubbed the “Craig’s List Killer.” Richard Beasley is an interstate compact offender from TX that transferred to OH. Following arrest for the commission of new crimes by OH, OH released Beasley despite a national warrant filed by TX. After release, Beasley allegedly murdered three individuals.

The Committee conducted considerable discussion relating to the Beasley Case.

Commissioner K. Winckler (TX) raised the issue of improving the visibility of the non-bondable nature of interstate cases and the need for more training and not just for POs but also for local judges. Commissioner K. Winckler (TX) continued that this is a learning opportunity to review all practices to determine how the Commission may strengthen its practices, training and otherwise, to help avoid these types of incidents.

Executive Director H. Hageman mentioned possibly extending training efforts to target local sheriffs and jail officials.

P. Tuthill stated that the Commission has some responsibility to look into the circumstances that led to Beasley’s release.

Legal Counselor R. Masters stated that the Compliance Committee might need to review the circumstances of the case and that there is no need for a formal complaint, if the Compliance Committee is not considering enforcement action.

Commissioner M. McAlister (NH) stated that without knowing the facts of the case he cannot comment on responsibility relating to the incident, but he would support the Compliance Committee having a role in reviewing reports from both states.

Commissioner K. Winckler (TX) agreed that a Compliance Committee’s review of the incident would be beneficial.

Commissioner M. McAlister (NH) stated that even without a formal allegation of non-compliance, the Compliance Committee could conduct the review of the case, if Chairman M. Gilliam (OK) feels it is appropriate.
Commissioner K. Winckler (TX) stated she does not see a basis for TX to file a formal complaint because she sees that OH is the injured party, but restate her support for a review.

Vice-Chair Kevin Kempf (ID) voiced support for a more proactive review by the Commission.

P. Tuthill reiterated her support for a review.

Commissioner D. Ege (AZ) stated that this is an Executive Committee’s responsibility with the Compliance Committee playing a supporting role.

Chairman M. Gilliam (OK) stated that based on the discussion, it is his feeling that the Executive Committee supports a review of the incident by the Compliance Committee to determine if a violation of the compact occurred and would entertain a motion.

**Commissioner K. Winckler (TX) moved to refer the matter of offender R. Beasley (OH) and the possible noncompliance with the Interstate Commission Rules to the Compliance Committee for immediate investigation and written report to the Executive Committee.**

Commissioner G. Tullock (TN) seconded.

Commissioner D. Ege (AZ) made further comment that the Executive Committee should give instructional directions to the Compliance Committee.

Legal Counselor R. Masters added that based on the Compact Statute it appears what the Compliance Committee would be chartered to do is to review the situation and conduct an investigation into the materials that maybe available publically or otherwise and determine if there appears to be some reason to think that there has been noncompliance with Compact and its Rules and to recommend to the Executive Committee any action that seems appropriate or at least come back with a report.

**Motion passed unanimously.**

*Victims’ Representative Report:* P. Tuthill informed the Committee that the Victims’ Notification enhancement is still the priority.

Chairman M. Gilliam (OK) stated that no ICOTS enhancements will be done in the near future due to potential change of vendor.

P. Tuthill informed the Committee that Kansas has a new Victims’ Representative.

APAI invited P. Tuthill to facilitate a workshop and be a speaker at its conference in May, 2012.

*Legal Counselor Report:* Legal Counselor R. Masters presented his report to the Committee:
  - Georgia’s action plan is due on Dec 14, 2011.
Working on the request from NY legislators who asked the Commission “promulgate a rule to create a procedure to resolve conflicting issues of orders of relief from disabilities, forfeiture and other collateral consequences of conviction between states.”

Bench Book updates will be completed in the next two weeks.

**Incident Report Procedures:** Commissioner D. Ege (AZ) suggested abolishing the incident reports all together.

Commissioner M. McAlister (NH) suggested reviewing all the relevant documents in place to clarify the processes in a policy.

The Committee will review all the documents related to the Incident Report and continue the discussion at its next meeting.

**Justice Exchange MOU:** MOU was posted on the website for comments. The Executive Committee reviewed the comments. K. Winckler, D. Ege and H. Hageman will meet to make suggested changes to the MOU.

**Adjourn**
Commissioner M. Cadotte (OR) moved to adjourn. Commissioner G. Tullock (TN) seconded. The meeting adjourned at 4:11 pm EST.