INTERSTATE COMMISSION FOR ADULT OFFENDER SUPERVISION
MIDWEST REGION MEETING MINUTES
April 10, 2013
2:00 pm EDT
WebEx

Members in Attendance:
1. Catherine Gibson-Beltz, Chair, NE
2. Jane Seigel, IN
3. Charles Lauterbach, IA
4. John Rubitschun, MI
5. Michelle Buscher, IL
6. Ed Ligtenberg, SD

Members not in Attendance:
1. Sara Andrews, OH
2. Charles Placek, ND
3. Jule Cavanaugh, Vice-chair, WI
4. Jill Carlson, MN
5. [Vacant] KS

Guests:
1. Mary Keyes
2. Don Matson
3. Roger Wilson
4. Kari Rumbaugh
5. Matt Billinger
6. Tina Marshalls
7. Bob Champion
8. Lynn Krizan
9. Sally Reinhardt-Stewart
10. Dori Ege

Staff
1. Harry Hageman
2. Sam Razor
3. Barno Saturday
4. Kevin Terry

Call to Order

Commissioner C. Gibson-Beltz (NE) called the meeting to order at 2:01 pm EDT. Six voting members were present, quorum was established.

Agenda

Commissioner E. Ligtenberg (SD) moved to approve the agenda. Commissioner J. Rubitschun (MI) seconded. Agenda was approved as drafted.

Minutes

Commissioner M. Buscher (IL) moved to approve the minutes from October 1, 2012. Commissioner J. Rubitschun (MI) seconded.

The following changes were made to the minutes:
- p.1 Sally Reinhardt-Stewart name is misspelled
- p.2 “complaint”
- p.8 South Dakota is introducing a SD Public Safety improvement legislation act. If it is adopted, the state will need to make significant changes to its sentencing and supervision practices.

Minutes approved as amended.

Executive Committee Report

Executive Director H. Hageman updated the Region on recent Executive Committee activities:

Rules Committee
- Met face-to-face on Feb 20-21, 2013, drafted a few alternative proposals
- meeting on May 3, 2013

Training Committee
- Meeting –April 3, 2013
  - They are attempting to fill the Vice-Chair vacancy
  - The committee finalized the plan for OVR Training
    - There will be administrative training for Compact Offices and all PPTs will be updated with new screen shots before launch
- Upcoming Trainings
  - General Rule - April 16th
  - Mini-Trainings –Eligibility for Transfer & Reporting Instructions, Significant Violations, Violent Offenders/Absconders & PC Hearings - April 17th, 23rd, 24th & 25th
  - OVR Training from Compact Staff - April 30th & May 2nd (tentative dates)
**DCA Liaison Committee**
- Meeting on April 25, 2013
- Working on DCA mentoring program

**Technology Committee**
- Victim Notification Project
  - Met with Appriss on March 7th
- Violation Report Enhancement ICOTS Release
  - User Acceptance Testing to occur April 12th – 24th
  - Launch is scheduled to go live May 22nd
- Proposed Rule Amendments
  - Working with Appriss to generate cost estimates for each proposal
  - Rough estimates will be delivered to National Office by April 19th

**Compliance Committee**
- Met on April 2, 2013 to discuss WA vs. KS complaint
- Appointed W. Emmer as the an independent investigator

**Finance Committee**
- 8% under budget

**Regions**
- East – meeting on April 24, 2013
- West – meeting on April 17, 2013
- South – meeting on April 18, 2013

**Executive Director Report**
- Commissioner vacancies in CA, CT, and TN
- FBI Ndex program expressed interest in ICOTS data
- Completed NH, MI, UT and VA audits in March 2013
- Scheduled to present at the workshop at the National Sheriff Association in June 2013

**Rule Proposals Discussion**

Commissioner D. Ege (AZ) spoke on behalf of the Rules Committee that recommends withdrawing rule proposal submitted by the Midwest Region. The Rules Committee agreed that the submitted proposal is in conflict with other rules.

The original Midwest Region proposal is as follows:

**Rule 3___ Reporting Instructions; Offenders Released on a Parole Detainer**

(a) When a sending state verifies an offender has been paroled to a detainer is extradited to another state and subsequently released on that detainer, upon notification of the offenders release the sending state shall request reporting instructions for the offender within 24 hours of release.
(b) The receiving state shall issue reporting instructions no later than two business days following the receipt of the request from the sending state.

(c) The sending receiving state shall assist the receiving sending state in completion of the Offender Application for Interstate Compact Transfer and mail the original to the sending state to attach in the transfer request.

(d) The sending state shall transmit a complete transfer request for an offender granted reporting instructions no later than 15 business days following the granting to the offender of reporting instructions.

(e) If the receiving state rejects the transfer request for an offender granted reporting instructions, or if the sending state fails to send a completed transfer request by the 15th business day following the granting of reporting instructions:

1. The sending state shall, upon receiving notice of rejection or upon failure to timely send a required transfer request, direct the offender to return to the sending state within 15 calendar days of receiving notice of rejection or failure to send a transfer request. The receiving state retains authority to supervise the offender until the offender’s directed departure date from the receiving state or issuance of the sending state’s warrant.

2. If the offender does not return to the sending state as ordered, the sending state shall initiate the retaking of the offender by issuing a warrant that is effective in all states without limitation as to specific geographic area no later than 10 calendar days following the offender’s failure to appear in the sending state.

Commissioner M. Buscher (IL) spoke in favor of the rule proposal and asked for suggestion to change the language of the proposal to eliminate the conflict of the rules.

**Commissioner M. Buscher (IL) moved to request the Rules Committee to add language regarding sex offenders and 3.101 criteria. Commissioner C. Gibson-Beltz (NE) seconded. Motion passed.**

The Region will make changes to the rule proposals via email.

**DCA Region meeting:** DCA K. Rumbaugh (NE) stated that the Midwest DCAs discussed best practice and topic ideas for the Midwest Regional Meetings.

At the DCA meeting, “Wyoming discussed an offender who was detained on a warrant and probable cause was requested, but the receiving state reported the conviction of a misdemeanor took the place of probable cause

i. Currently the rules only state “Felony”

ii. But the training committee members have reported that Rick Masters reports the conviction of a Misdemeanor does qualify.

iii. They also reported a language change will be requested for the next annual business meeting from possibly the West Region.”
Commissioner C. Gibson-Beltz (NE) moved to schedule the Midwest Region meeting on May 29, 2013. Commissioner E. Ligtenberg (SD) seconded. Motion passed.

**Member State Updates**

_Iowa_ managed to combine Adult and Juvenile State Councils. The next State Council meeting is scheduled in June 2013.

_Kansas:_ Matt Billinger was appointed as the Deputy Compact Administrator.

_Michigan_ recently has been audited by the national office.

_Ohio’s_ State Council meeting is scheduled for June 12, 2013.

_Wisconsin:_ State Council meeting is scheduled for May 11, 2013.

_Nebraska_ is going through the national audit. The State Council will meet tomorrow.

_Illinois_ is down to one staff member at its Parole Compact office.

**Adjourn**

_Commissioner E. Ligtenberg (SD) moved to adjourn. Commissioner M. Buscher (IL) seconded._ Meeting adjourned at 2:45 pm EDT.