Jim Cosby, chair of the committee, called the Ad Hoc Misdemeanor Committee to order at 2:33 p.m. (EST). Following introductions, Cosby called for a roll call of members. All six voting members being present, a quorum was called.

Discussion of possible confusion on vote and ensuing rule regarding misdemeanants and how the Interstate Compact should regard them. Cosby, via direction from Guntharp, asked committee to discuss this rule and propose possible compromise solutions to resolve confusion. Discussion, led by Geiger and Hayes, of possibility that many states will not be in compliance with rule as it currently exists because of lack of control over third party supervision, unsupervised probation, etc.

Discussion of definition of “Correctional Supervision” with Emmers’ previous definition as starting point. Motion brought by Cosby to assign Geiger task of drafting definition of “Correctional Supervision”; seconded by Emmer; none opposed and the motion was carried.
• Discussion followed about how to gauge whether states feel that they can be in compliance with rule regarding definition of “Correctional Supervision”. Discussion of possible survey of all member states ending with motion by Emmer to accept Blackburn’s offer to put together a survey for the committee’s review and then send to all Compact Commissioners and Deputy Compact Administrators. Motion seconded by Martinez; none opposed and the motion was carried.

• Discussion of rule 3.101(b). Is there not an option for sending state to request supervision from receiving state(s) on a case-by-case basis for offenders not normally covered by the Compact’s rules? Motion brought by Cosby to have Blackburn and Emmer draft amendment language for rule 3.101(b) to include this option. Motion seconded by Hayes; none opposed and the motion was carried.

• Discussion of time frame allotted for committee’s work. Had been set at 60 days from November 5, 2003 to end January 5, 2004. Motion introduced by Martinez to request 30 day extension, seconded by Hayes; none opposed and the motion was carried. Guntharp approved the motion and granted the extension of 30 days to end on February 5, 2004.

• Time set for next meeting on January 8, 2004 at 11 a.m. (EST) to discuss assignments. Motion to adjourn the meeting brought by Martinez, seconded by Geiger; none opposed and the motion was carried. The conference call ended at 3:45 p.m.

• Additional notes from Warren Emmer:

  **Thoughts on handling Misdemeanors/ "un-supervised" probation...**

  • **An offender who is not under correctional supervision in the sending state is not subject to the rules of the compact.** We would need to define this better, of course. The bottom line is that if an offender is not under the supervision of a probation or a parole system they should not be subject to the compact.

  • **A misdemeanor who has been convicted of a minor offense in the sending state is not subject to the rules of the compact.** For purposes of this section, a minor offense does not include:
    - a misdemeanor offense involving [bodily][personal] injury,
    - a misdemeanor DUI offense, after the offender has had one or more prior DUI convictions,
    - a sexual offense
    - any offense wherein a court could impose a sentence of more then six months confinement upon revocation of probation and is also subject to at least one year of correctional supervision upon application for compact services.
I. Call to order and roll call

II. New business

1) Discussion: Misdemeanor rule, definition of “Correctional Supervision”, three motions introduced and carried for work assignments, one motion introduced and carried for time frame extension.

VII. Next meeting

1) Teleconference meeting will be held at 11:00 a.m. (EST) on January 8, 2004.

VIII. Adjournment