Committee Members in Attendance:
1. Tina Hayes, FL
2. Milt Gilliam, OK
3. Ben Martinez, PA
4. A.T. Wall, RI
5. Jim Cosby, TN
6. Kathie Winckler, TX
7. Doreen Geiger, WA

Committee Members Not in Attendance:
1. Paul Quander, DC
2. Pat Tuthill, Ex officio, FL
3. Chief Justice Gerald VandeWalle, ND

Guests:
1. Barry Groves, FL
2. Tom Williams, DC

Staff:
1. John Mountjoy
2. Rick Masters
3. Mike McCabe (via conf. call)

• Kathie Winckler, chair of the committee, called the Rules Committee to order at 9:15 a.m. (EDT). Following introductory remarks, Winckler called for a roll call of members. Seven of 8 voting members were present, establishing a quorum.

• Winckler reviewed the drafting process and the meetings held in June and July 2003.
Winckler led the group in discussions on each drafted rule. At the conclusion of each discussion, a vote was called for. Listed below are the details of each action item. Specific rules language (including amendments, additions and deletions) can be found in the Rules drafted on 8/7 and 8/8.

1) Sec. 100 – Definitions – definitions still must be drafted and the group, through its discussion on 8/7 and 8/8 added further terms that must be defined. The Committee decided through consensus that the Chair and Counsel will draft these definitions for approval by the Committee prior to the November 2003 Commission meeting.

2) Sec. 2.101 - Involvement of interstate compact offices – motion to adopt as amended – Martinez, seconded by Wall; adopted by unanimous vote

3) Sec. 2.102 - Data collection and reporting – motion to adopt as amended – Gilliam, seconded by Geiger; adopted by unanimous vote

4) Sec. 2.103 - Dues formula - motion to adopt as amended – Cosby, seconded by Hayes; adopted by unanimous vote

5) Sec. 2.104 – Forms - motion to adopt as amended – Cosby, seconded by Hayes; adopted by unanimous vote

6) Sec. 2.105 – Misdemeanants - motion to adopt as amended – Gilliam, seconded by Wall; adopted by a majority vote of 6/1; opposed – Geiger

7) Sec. 2.106 – Offenders subject to deferred sentences - motion to adopt as amended – Gilliam, seconded by Martinez; adopted by unanimous vote

8) Sec. 2.107 - Offenders on furlough, work release - motion to adopt – Wall, seconded by Cosby; adopted by unanimous vote

9) Sec. 2.108 - Offenders with disabilities - motion to adopt as amended – Wall, seconded by Gilliam; adopted by unanimous vote

10) Sec. 3.101 – Eligibility for transfer of supervision - motion to adopt as amended – Cosby, seconded by Gilliam; adopted by unanimous vote
11) Motion to included all definitions in Sec. 100 by Wall, seconded by Martinez; adopted by a majority vote of 6/1; opposed – Winckler; Sec. 3.102 - Definition: Resident - motion to adopt as amended – Gilliam, seconded by Wall; adopted by unanimous vote

12) Sec. 3.103 - Definition: Resident Family - motion to adopt – Martinez, seconded by Cosby; adopted by unanimous vote

13) Sec. 3.104 - Submission of transfer request to a RS - motion to adopt as amended – Martinez, seconded by Gilliam; adopted by unanimous vote

14) Sec. 3.105 - Acceptance of the offender by RS; exception - motion to adopt as amended – Martinez, seconded by Cosby; adopted by unanimous vote

15) Sec. 3.106 - Time allowed for investigation by RS - motion to adopt as amended – Gilliam, seconded by Cosby; adopted by unanimous vote

16) Sec. 3.107 - Request for transfer of a paroling offender - motion to adopt as amended – Cosby, seconded by Hayes; adopted by unanimous vote

17) Sec. 3.108 - Request for expedited transfer investigation - motion to adopt as amended – Martinez, seconded by Cosby; adopted by unanimous vote

18) Sec. 3.109 - Application for transfer of supervision - motion to adopt as amended – Martinez, seconded by Cosby; adopted by a majority vote of 6/1; opposed – Martinez; an additional rule will be drafted on what to send when an offender is accepted; insert after 3.109

19) Sec. 3.110 - Victim notification - motion to table until next meeting – Gilliam, seconded by Martinez; adopted by majority vote of 6/1; opposed – Wall; Wall noted that he would prefer to draft the rule now; the drafting team will review 3.110 and amend for future consideration

20) Sec. 3.111 - Waiver of extradition - motion to adopt as amended – Wall, seconded by Cosby; adopted by unanimous vote
21) Sec. 4.101 - Manner and degree of supervision in RS - motion to adopt – Martinez, seconded by Hayes; adopted by unanimous vote

22) Sec. 4.102 - Duration of supervision in the RS - motion to adopt as amended – Gilliam, seconded by Cosby; adopted by a majority vote of 6/1; opposed – Geiger; Geiger would have preferred alternative proposed language

- Winckler reviewed other business, notably the upcoming victims rule discussion (next meeting, the definitions yet to be drafted, the preparation to release the rules, teleconference meetings with the regions and a to do list, including: rule on rules, effective date of rules, bylaws changes and interstate, multi-jurisdictional border areas.

- Winckler reviewed the public forum to be held in Little Rock, Arkansas on November 2, 2003. The session will be held from 4:00 p.m. to 6:00 p.m. Amendments to the rules must be submitted in writing.

- The Committee adjourned by unanimous consent at 5:50 p.m. (EDT)

August 8, 2003

Committee Members in Attendance:
1. Tina Hayes, FL
2. Milt Gilliam, OK
3. Ben Martinez, PA
4. A.T. Wall, RI
5. Jim Cosby, TN
6. Kathie Winckler, TX
7. Doreen Geiger, WA

Committee Members Not in Attendance:
1. Paul Quander, DC
2. Pat Tuthill, Ex officio, FL
3. Chief Justice Gerald VandeWalle, ND

Guests:
1. Barry Groves, FL
2. Tom Williams, DC

Staff:
1. John Mountjoy
2. Rick Masters
3. Mike McCabe (via conf. call)
Kathie Winckler, chair of the committee, called the Rules Committee to order at 8:05 a.m. (EDT). Winckler called for a roll call of members. Seven of 8 voting members were present, establishing a quorum.

1) Sec. 4.103 - Special conditions - motion to adopt as amended – Martinez, seconded by Hayes; adopted by unanimous vote

2) Sec. 4.104 - Offender registration in RS - motion to adopt as amended– Cosby, seconded by Martinez; adopted by unanimous vote

3) Sec. 4.105 - Arrival and departure reports - motion to adopt as amended– Cosby, seconded by Geiger; adopted by unanimous vote

4) Sec. 4.106 - Progress reports - motion to adopt as amended– Winckler, seconded by Martinez; adopted by unanimous vote

5) Sec. 4.107 – Fees - motion to adopt as amended– Gilliam, seconded by Martinez; adopted by unanimous vote

6) Sec. 4.108 - Collection of fines and other costs - motion to adopt as amended– Martinez, seconded by Cosby; adopted by unanimous vote

7) Sec. 4.109 - Violation reports - motion to adopt as amended– Wall, seconded by Cosby; adopted by unanimous vote

8) Sec. 4.110 - Transfer to a subsequent RS - motion to adopt as amended– Cosby, seconded by Hayes; adopted by unanimous vote

9) Sec. 4.111 - Return to the SS - motion to adopt as amended– Gilliam, seconded by Geiger; adopted by unanimous vote

10) Sec. 4.112 - Closing of supervision by the RS - motion to adopt as amended– Martinez, seconded by Hayes; adopted by unanimous vote

Winckler called on Vice-Chair Gilliam to chair the meeting.
11) Sec. 5.101 - Retaking by the SS - motion to adopt as amended – Winckler, seconded by Martinez; adopted by a majority vote of 6/1; opposed – Martinez

12) Sec. 5.102 - New felony offense - motion to adopt as amended – Winckler, seconded by Martinez; adopted by a majority vote of 5/1; opposed – Cosby; *Doreen Geiger left the meeting, however a quorum remained in effect*

13) Sec. 5.103 - Violations of conditions of supervision - motion to adopt as amended– Winckler, seconded by Martinez; adopted by unanimous vote

14) Sec. 5.104 - Cost of retaking an offender - motion to adopt – Cosby, seconded by Hayes; adopted by unanimous vote

15) Sec. 5.105 - Time allowed for retaking an offender - motion to adopt as amended– Martinez, seconded by Winckler; adopted by unanimous vote

16) Sec. 5.106 - Cost of incarceration in RS - motion to adopt – Martinez, seconded by Winckler; adopted by unanimous vote

17) Sec. 5.107 - Officers retaking an offender in a RS - motion to adopt as amended– Winckler, seconded by Cosby; adopted by unanimous vote

18) Sec. 5.108 - Opportunity for hearing in RS - motion to adopt – Winckler, seconded by Wall; adopted by unanimous vote

19) Sec. 5.109 - Transport of offenders - motion to adopt as amended– Winckler, seconded by Martinez; adopted by unanimous vote

20) Sec. 5.110 - Retaking offenders from state or federal correctional facilities - motion to adopt as amended– Cosby, seconded by Hayes; adopted by unanimous vote

21) Sec. 6.101 - Informal communication to resolve disputes or controversies - motion to adopt as amended– Winckler, seconded by Martinez; adopted by unanimous vote
22) Sec. 6.102 - Formal resolution of disputes and controversies - motion to adopt as amended– Wall, seconded by Martinez; adopted by unanimous vote; the Committee also directed the drafting team to include ‘Court’ in 6.102 and draft a rule on ‘Recusals’ for 6.103

- Winckler resumed the role of Chair.

- The Rules Committee also discussed the effective date of the rules. A motion for effective date 60 days post adoption was brought by Gilliam, seconded by Cosby and adopted by unanimous vote

- The Rules Committee also discussed the drafting and dissemination of forms. A motion to draft and forward forms for approval to the full Committee was brought by Gilliam, seconded by Cosby and adopted by unanimous vote.

- The Rules Committee also discussed the extension of the Transition Rule into 2004. A motion readopt the Transition Rule until June 30, 2004 was brought by Wall, seconded by Hayes and adopted by unanimous vote.

- The next meeting of the Rules Committee will be August 22, 2003 at 12:00 p.m. (EDT). The Rules Committee will have meetings scheduled weekly until the Annual Business Meeting – each Friday at 12:00 p.m. (EDT).

- The Committee adjourned by unanimous consent at 2:30 p.m. (EDT)
INTERSTATE COMMISSION FOR ADULT OFFENDER SUPERVISION

RULES COMMITTEE MEETING

Grand Hyatt Hotel
Cherry Blossom Room
Washington, DC

August 7 & 8, 2003
9:00 a.m.

I. Call to order & roll call
   Establishment of a quorum
   There are 8 voting and 2 non-voting members.

II. Review of process employed by drafting subcommittee

III. Review, discussion and voting on rules
   Rules that will be presented for vote will be e-mailed to members by Monday, August 4.

IV. Discussion: effective date of new rules

V. Next meetings
   Members should be prepared to select our next meeting dates through October.

VI. Adjourn