INTERSSTATE COMMISSION FOR ADULT OFFENDER SUPERVISION

RULES COMMITTEE MEETING MINUTES

November 4, 2008
2:00 p.m. EST
WebEx

Members in Attendance:
1. William Rankin     Chair
2. Ed Ligtenberg      SD
3. Dori Ege           AZ
4. Jeanette Bucklew   IA
5. Wayne Theriault    ME

6. Gerald VandeWalle  ex-officio
7. Denise Sitler      ex-officio
8. Rick Masters       Legal Counsel

Guest:
1. Ethel White
2. David Guntharp
3. Holly Sharer
4. David Babby

Members not in Attendance:
1. Peter Barnes       NJ
2. Robert Ambroselli  CA
3. Patricia Malone    ex-officio

Staff:
1. Harry Hageman
2. Ashley Hassan
3. Barno Saturday
4. Xavier Donnelly

Approved 01.22.2009. B.S.
Call to Order

Chair W. Rankin (WI) called the meeting to order at 11:04 a.m. EDT. Five out of seven members were present. Quorum was established.

Approval of Agenda
Commissioner D. Ege (AZ) made a motion to approve the agenda. Commissioner E. Ligtenberg (SD) seconded. The agenda was approved.

Approval of Minutes
Commissioner W. Theriault (ME) made a motion to approve the minutes from July 10, 2008. Commissioner D. Ege (AZ) seconded. Motion carried.

Membership Update
- Chair W. Rankin (WI) welcomed new members of the Committee.
- Chair W. Rankin (WI) stated that the Rules Committee does not have any representatives from the South Region. He mentioned that South Region Chair G. Tullock (TN) would poll the South Region members to identify a South Region representative to the Rules Committee.
- Nick Alexander (NAAG) has been invited to join the committee as an ex officio member. Mr. Alexander has expressed interest, but is waiting for approval from his organization.

Calendar
- Since the ABM 2009 has been scheduled for November, Commissioner W. Rankin (WI) asked the Committee whether, the Committee’s calendar should be adjusted accordingly.
- Commissioner D. Ege (AZ) suggested moving the Rules Committee schedule two months forward.
- The Committee extended the deadline to submit rule proposals to March 31, 2009.
- The Committee will meet again on January 22, 2009 at 11:15 am EST.
- Commissioner W. Rankin will notify the national office and states’ compact offices of the changes.

“Supervision” definition
- The Committee continued discussion on West Region’s proposal for amending the definition of supervision. Three versions were considered.
- The Committee favored the Option #3 the most: "Supervision" means the authority or oversight exercised by supervising authorities of a sending or receiving state over an offender for a period of time determined by a court or releasing authority, during which time the offender is required to report to or be monitored by supervising authorities and to comply with regulations and conditions, other than monetary conditions, imposed on the offender at the time of the offender's release to the community or during the period of supervision in the community."
- The Committee will be waiting for Commission’s comments on this proposal to determine whether this definition needs further revision.

Definition of Relocation
o Committee discussed whether the definition of relocation had a loophole. The Committee decided to take no further actions.

**Advisory Opinion 2005-1**

o Committee discussed advisory opinions that were affected by Rules Amendments.

o The Committee recommended adding a banner over AO 1-2005, reading “The transfer request requirements referenced in this opinion are now repealed with the amendments to Rule 3.107 effective October 6, 2008. All references to Rule 3.107(a) 12 in this Advisory Opinion do not apply to transfers initiated on or after that date”.

o The Committee recommended adding a banner for all advisory opinions affected by Rule Amendments.

**Committee initiatives for 2009**

o Commissioner W. Rankin asked the members if there are any program or policy issues the Committee should work on for 2009. No new initiatives were proposed. Individual members may submit proposals to the Committee until March 31, 2009, which is the new deadline for proposals from standing committees.

**Adjourn**

Commissioner W. Theriault (ME) made a motion to adjourn. Commissioner J. Bucklew (IA) seconded. The meeting was adjourned at 2:53 pm EST.

Approved 01.22.2009. B.S.