Interstate Commission for Adult Offender Supervision
South Region Meeting Minutes

November 18, 2014
2:00pm ET
WebEx

Members in Attendance:
1. Chris Moore  Chair, Georgia
2. Nancy Ware  District of Columbia
3. Jenny Nimer  Florida
4. Chris Norman  Alabama
5. Ellis McSwain  Missouri
6. Milt Gilliam  Oklahoma
7. Bobby Straughter  Tennessee
8. James Parks  Virginia
9. Karen Nichols  West Virginia

Members not in Attendance
1. Sheila Sharp  Arkansas
2. Roberto Rodriguez  Kentucky
3. Anne Precythe  North Carolina
4. Patricia Vale  Maryland
5. Kela Thomas  South Carolina
6. Steve Robinson  Texas
7. Genie Powers  Louisiana
8. [Vacant]  Mississippi

Guests:
1. Elizabeth Powell
2. Julie Lohman
3. Regina Grimes
4. Richie Spears
5. Emily Robinson
6. Lori Zuroweste
7. Melanie Brock
8. Jay Lynn
9. Ellie McMullen
10. Jenna James
11. Debbie Duke
12. Victoria Jakes
13. Gregg Smith
14. Amy Kirk
15. Shari Britton

**Staff**
1. Harry Hageman
2. Sam Razor
3. Barno Saturday
4. Kevin Terry
5. Mindy Spring
6. Xavier Donnelly

**Call to order**
Commissioner C. Moore (GA) called the meeting to order at 2:01 pm ET. Nine members were present, a quorum was established.

**Approval of Agenda**
Commissioner J. Nimer (FL) moved to approve the agenda. Commissioner E. McSwain (MO) seconded.

Agenda approved as presented.

**Approval of Minutes**
Commissioner M. Gilliam (OK) moved to approve the minutes of October 2, 2014. Commissioner J. Nimer (FL) seconded.

Minutes approved as drafted.

**Discussion**
*ABM Workgroup Membership:* Commissioner C. Moore (GA) informed the Region that the ABM Workgroup is looking for representation from the South Region. Commissioner C. Norman (AL) encouraged everyone who is interested to submit their name.

DCA J. James, Commissioner N. Ware, and DCA E. Powel volunteered to be part of the workgroup.

*Rule Proposals:* Compact Administrator S. Britton (FL) presented FL proposals to the Region.

**Discussion:** Regarding the use of the term “instant” offense in Rule 2.105, we would define “instant” as the current offense at the time of conviction/sentencing. If this is correct, then it would seem logical that when determining whether 2.105(a)(1) and (2) apply, we would review the elements of the crime (offense) at the time of sentencing.
not the circumstances of the offense the offender is originally charged with - to determine whether the person has incurred direct or threatened physical or psychological harm or whether the offense involved the use or possession of a firearm. We are not sure everyone is interpreting “instant” offense in the same manner and we’re not 100% sure we are interpreting it correctly either as intended.

Recommendation: Perhaps “instant” offense should be defined to clarify the intent.

The Region have not encountered mentioned problems with this rule and decided not to proceed with the suggested proposal. The Region reviewed the second proposal.

Discussion: The current definition of “relocate” which means “to remain in another state for more than 45 consecutive days in any 12 month period” allows offenders to travel back and forth between states for up to 45 days each time without transferring. If allowed, this could go on for some time and the other state would never know the offender is spending the majority of their time in their state. As currently written, the “in any 12 month period” seems unnecessary since the 45 day period is not cumulative, but consecutive.

Recommendation: If the rule had an additional cumulative amount, such as “45 consecutive days and/or 120 cumulative days in any 12 month period”, this would require staff to keep track of the number of days the offender is given permission to travel before requesting a transfer and prohibit officers from issuing multiple back to back travel permits to another state.

Commissioner C. Moore (GA) stated that the rule proposals’ deadline was moved to March 15, 2015.

DCA G. Smith (LA) stated that it was a training issue rather than a rule issue.

Commissioner C. Moore (GA) suggested revising this proposal and reviewing it again at the next meeting.

The Region plans to meet again in Jan 2015.

The Region reviewed all rule proposals submitted to the Rules Committee.

DCA J. Lynn (NC) inquired whether there is any need to make any clarifying amendment to Rule 3. 107 (a) (12) or whether having the training bulletin was sufficient.

The Region decided to make no changes to the rule.

DCA J. Lynn (NC) inquired whether it was necessary to add any clarification to Rule 3.105.

Commissioner C. Moore (GA) suggested bringing it up again at the next meeting.
State Updates

Alabama- C. Norman stated that Alabama completed the compliance audit. Some results were below the required numbers. Since then, Alabama brought all the standards to the satisfaction level.

AL State Council will be meeting in the upcoming weeks.

Florida: Commissioner J. Nimer and DCA K. Tucker will retire in January 2015.

Missouri successfully passed the compliance audit. Recently, DCA and others provided the ICOTS trainings to the field staff.

Missouri announced that it has a fully appointed State Council.

Missouri reorganized its Compact Office.

District of Columbia has a new DCA, Elizabeth Powell.

Louisiana’s Compact Office is working on makes rules trainings mandatory.

Oklahoma - M. Gilliam stated that they lost one staff members and F. Mesarick’s availability is limited at this time.

Tennessee launched their new standard of supervision in August. These standards will aid their officers with ICAOS violation reports.

D. Duke just completed her training’s cycle for the whole state.

Virginia successfully completed its compliance audit. Due to budget deficits, Virginia is in the process of closing four institutions. Virginia’s Compact Office lost one officer.

Maryland’s commissioner will retire in December 2015. Maryland anticipates many leadership changes following the election of their new governor.

Texas: DCA R. Grimes stated that Texas progress reports remain at 100% compliance rate.

Texas is reviewing North Dakota’s retaking fund, to establish a similar resource fund in Texas.

Commissioner C. Moore (GA) encouraged the region members to email him the agenda items prior to the meeting.

Adjourn
Commissioner J. Nimer (FL) moved to adjourn. Commissioner N. Ware (DC) seconded. Motion passed. Meeting adjourned at 2:59 pm ET.