Those present were Tom Williams, JaLynn Copp, Keven Pellant, Kathe Decker, Chris Cowger, Chris Mechler, and Marilyn Scafe. Juliene Maska and Ellen Mitchell participated by conference call. Also in attendance were Fred Phelps, State Council Legal Advisor, Chris Rieger, Parole Services Manager, and Jerry Bauer, Deputy Compact Administrator.

Marilyn Scafe called the meeting to order at 1:35pm. The minutes from the April 8, 2005 meeting were reviewed. JaLynn Copp motioned to approve the minutes, Tom Williams seconded. Motion carried.

Keven Pellant discussed the National Commission Meeting. There was discussion on the manner in which rules get proposed or amended. A proposed rule or amendment of an existing rule is referred to a standing or regional committee. If it passes either committee referred to, it is then referred to the Rules Committee. The Rules Committee shall then work the language and submit to the Commission for consideration and vote by all.

The National Commission discussed the definition of the term “relocate” however no final version was approved. This will be discussed at the next meeting after the Rules Committee works the language to capture the majority of the Commissioners’ concerns about whether relocation means 90 consecutive days or 90 days in a year. The National Commission is also attempting to modify the dues structure. This was tabled as well.

Keven Pellant advised that the Compliance Committee members indicated that they had not had many requests for assistance because everything had gone straight to litigation. The committee indicated that their first reaction is to request that the states work out differences between themselves. The second stage is to contact the Compliance Committee or the Executive Director for assistance. The third stage could be mediation or retraining. The states that lost litigation recently were not fined but were assessed legal fees. The Compliance Committee offered three strategies to the Commission which included development of a compliance self audit, polling membership to determine common issues of non-compliance, and determine a strategy to deal with compliance issues.

Keven Pellant is currently working on a problem with Arkansas regarding their failure to issue a warrant when an offender absconded. The offender has since been apprehended and arrested for a new crime. Arkansas has failed to respond to Kansas’ request for action.

Marilyn Scafe asked for grievances to be sent to the council members to gain an understanding of the process. Marilyn also suggested that a working committee of users be formed to document efforts to notify other states of violations and their responses.

Keven Pellant advised that the NACIS database should be implemented by July 1, 2006. Training will be held in January and February 2006 and Kansas will send two people. These two people will be responsible for training the rest of the state. Kansas needs to choose a system administrator who will track and keep a current list of users and will be the help desk for Kansas officers.

Keven Pellant advised that she volunteered for a committee to discuss information, specific state laws or rules pertaining to sex offenders. This committee will be responsible for listing each state’s special rules or policies as they relate to the supervision of sex offenders.
Keven Pellant attended the New Commissioner Training. There were 21 other new commissioners as well.

Keven Pellant advised that Ken Merz, Minnesota, was elected as chair of the Midwest Region.

Keven Pellant handed out an “Interstate Compact Eligibility Guide”, a one page “cheat sheet” for officers to use to determine if an offender is eligible for compact services. Keven Pellant advised that the compact forms will be translated into Spanish. Discussion at the National Commission meeting indicated that other languages needed to be included. Kansas suggests Spanish and Vietnamese.

Keven Pellant and Chris Rieger discussed application fees. The council previously approved a $75 application fee, $25 of which would go to Victim Services. It was decided that a multi-agency users committee would be convened to discuss this further. The group needs to include interstate compact staff, fiscal staff, an institutional parole officer, parole, community corrections and court services representatives, and Fred Phelps, legal counsel. Keven suggested hiring another interstate compact staff person, sending the Deputy Compact Administrator to the National Commission Meeting, and hiring a help desk staff person when NACIS comes online.

Chris Mechler advised that there was concern by some judges that if they cannot collect the $25/$50 probation service fee, it will be difficult to collect the $75 application fee. This probation service fee is seen by some in other states as a “monthly supervision fee” when in fact it is a one time fee similar to court costs and attorney fees so they will not assist in the collection.

Marilyn Scafe asked Keven Pellant to find out exactly what role or function the State Council is to play. She also requested that Fred Phelps research to determine if there is anything legally they are required to do.

The meeting adjourned at 3:15pm.

Respectfully Submitted,

Colene Fischli