Those in attendance: Ms. Rose Ann Bisch, Mr. Randy Hartnett, Mr. Jim Early, Mr. Harry Kennedy, Mr. Ken Merz, Ms. Suzanne Elwell, Mr. Stephen King, Ms. Chris Bray, Ms. Jill Carlson, Sheriff Bill Bergquist.

Those not in attendance: The Honorable Julianne Ortman, The Honorable Kurt Zellers, the Honorable Joe Mullery, Mr. Tom Roy, Mr. Doug Johnson, The Honorable Lisa Fobbe, The Honorable Gordon Shumaker.

Guests: Freddie Davis-English, JJAC

Ms. Suzanne Elwell called the meeting to order.

Ms. Suzanne Elwell requested that every member review the State Council Roster for completeness and accuracy of member information and advise Ms. Rose Ann Bisch of any changes.

Mr. Jim Early moved to approve the minutes from the January 2010 council meeting. Mr. Stephen King seconded the motion. Minutes approved.

National Victims Group – Ms. Suzanne Elwell
  • Ms. Suzanne Elwell reported access to the ICOTS Public Portal.

ICAOS Updates – Mr. Ken Merz
  • Washington Compact Case
    o State level legislation moved forward in Washington.
    o Washington Representatives have introduced national legislation regarding the ICAOS Rules.
    o In February, Mr. Merz, in the role of Chair of the Commission, along with the executive director, legal council, and the chair of the technology committee went to Washington to meet the correction officials, representatives of the Governor’s Office, the state representative, and the U.S. Representative regarding the legislation.
    o Washington Officials were invited to Kentucky to address the Executive Committee. The Washington Commissioner, the head of the Corrections Department, and the Washington Governor via teleconference made a presentation for rule change recommendations that would be considered this year – a non-rule year.
    o An Ad Hoc Committee was appointed to review Washington’s rule recommendations and make a recommendation to the Executive Committee on May 11, 2010.
    o The Ad Hoc Committee will recommend whether or not the rule changes should be considered by the full commission at the annual business meeting.
    o Minnesota State Council will need to meet prior to September if the recommendations are to consider rule changes.
  • New York Proposal
- Complete Interstate Transfer of Resident Probationers discussion.
- Mr. Merz requests that council members review the proposal over the next couple of weeks and give their feedback to Mr. Merz.

- State Council Report 2010
  - Ms. Rose Ann Bisch compiles the legislatively mandated report every year.
  - Discussion regarding the report and the section covering the grievance procedure.

**Discussion Items**

- Ms. Rose Ann Bisch
  - When the court places an offender on unsupervised probation but the offender is compact eligible for interstate transfer.
    - Discussion – Training the Judges, courts, and jail staff would be helpful in regards to compact eligible interstate transfers.
  - What is the agent’s responsibility (liability) to notify the court of the compact when the court allows an offender to return to another state right after sentencing?
    - Agent’s responsibility to address the issue with the court.

**Old Business**

- Mr. Ken Merz
  - Juvenile Compact Legislative Update -
    - Adult and Juvenile State Councils will consist of the same membership.
    - Adult State Council will meet – adjourn and the Juvenile State Council will meet.
  - Juvenile Compact is mirroring the Adult Executive Committee and will be setting up a similar data system as ICOTS.

**Questions & Open Forum**

- LAMP Attorney has contacted Ms. Rose Ann Bisch regarding an offender’s Constitutional right to an attorney at a probable cause hearing. Attorney was directed to file a formal complaint with Mr. Ken Merz.
- Sheriff Bill Bergquist discussed the return of misdemeanor offenders and the cost to the sheriff’s department to return the offender.

The next meeting scheduled for Tuesday, August 3, 2010, 10:00 am – 12:00 pm.

Meeting Adjourned