Those in attendance: Ms. Rose Ann Bisch, Mr. Randy Hartnett, Mr. Jim Early, The Honorable Joe Mullery, Mr. Ken Merz, Mr. Marvin Davis, Ms. Chris Bray, Ms. Jill Carlson, Ms. Freddie Davis-English, Mr. Doug Johnson, Mr. Tom Roy, The Honorable Michelle Larkin, Ms. Suzanne Elwell, Ms. Barbara Cox, Ms. Carolina Lamas, Mr. Stephen King, Ms. Julie Snyder, Lt. Bruce Fluery for Sheriff Bill Bergquist

Those not in attendance: The Honorable Julianne Ortman, The Honorable Kurt Zellers, The Honorable Lisa Fobbe, Mr. Harry Kennedy

Ms. Suzanne Elwell called the meeting to order.

Ms. Suzanne Elwell requested introduction around the table for new members.

The June 21, 2010 minutes approved.

INTERSTATE COMPACT ON JUVENILES (ICJ)

• Report on the Juvenile Compact National Business Meeting
  o Ms. Bisch gave an overview of the ICJ National Meeting that was held September 13-16, 2010
  o Ms. Bisch reported that she was elected Midwest Chair which places her on the ICJ Executive Committee
  o The process on how the rules were voted on was explained
  o Discussion regarding the difference between ICJ and ICPC and how they will relate to each other

• Summary of select rules passed at the National Meeting
  1-101: Relocate
    ▪ Discussion regarding the definition of relocate and the concerns when allowing a youth to be in the receiving State without supervision for up to 90 days
    ▪ Discussion regarding how Minnesota will work with states who are not part of the compact
  o 1-101: Victim Sensitive & 4-107
    ▪ These rules did not pass. The members were not comfortable with the language in the current definition. An Ad Hoc Committee will be formed to look at the whole victim issue
  o 4-101A: Transfer of Students
    ▪ Discussion regarding how this new rule will affect juveniles who are attending school in Minnesota
    ▪ This rule was amended from the floor so we need to see the formal language
  o 6-101: Release of Non-delinquent Juveniles to Parent or Legal Guardian
Discussion regarding when non-delinquent youth should be held in secure detention
Ms. Snyder explained the statute relating to holding non-delinquent youths in secure facilities
At the National Meeting Ms. Bisch informally asked the ICJ Legal Counsel if the compact would give a state the ability to hold a non-delinquent juvenile in secure detention if it’s not allowed under that states statute. He said it has not been tested but felt an argument could be made based on this information. Ms. Bisch asked the Council for direction

The members felt the individual counties should use their discretion based on the individual case and the resources available in that county and use the least restrictive option in all cases

- **Annual Report**
  - There was a link to the Annual Report which was distributed via email with the meeting announcement. The copies of the Annual Report for the Council have not been received, but will be distributed at the next meeting.

### INTERSTATE COMMISSION FOR ADULT OFFENDER SUPERVISION (ICAOS)

- **Updates**
  - Mr. Merz informed the Council that Appriss the developer of the ICOTS system has decided not to renew their contract. They will continue to work with ICOTS for 1 year to allow time to find a new provider. The Executive Director is working with other vendors to obtain quotes. The Search Institute is going to do a study to determine the best option at this point.
  - The adult Annual Report has not been received, but will be distributed at the next meeting.

- **Proposed rule amendments**
  - Mr. Merz gave the background on why these rules are being voted on during a non-voting year, and what the voting process is.
  
  - **1.101 – Definitions & 5-103-2 Mandatory retaking for violent offenders and offenses**
    - **Violent Crime**
      - There was discussion on these rules
      - These rules are tied together
      - The Council felt both rules need to be looked at further before a decision can be made

  - **Warrants**
    - Discussion regarding the proposed language
    - The consensus from the Council was to support this rule

  - **3.107 Transfer Request**
    - There was discussion on this rule
    - The consensus from the Council was to support this rule

  - **4.109 Violation Reports**
    - The consensus from the Council was to support this rule as long as 4.109-2 passes

  - **4.109-2 Absconding Violation**
There was discussion regarding this rule. Members felt the need to expand on the definition of absconder to include some timelines. This will be considered by the Council next year and a proposed rule amendment may be submitted to the commission.

- The consensus from the Council was to support this rule

  5.101 Retaking by the sending state
  - There was discussion regarding this rule
  - The consensus from the Council was to support this rule

  5.102 Mandatory retaking for a new felony conviction
  - Discussion regarding the intention of the rule
  - Members had concerns regarding how these detainers will impact classification of offenders in Minnesota Correctional Facilities
  - The consensus from the Council was to support this rule

  5.103 Mandatory retaking for violation of conditions of supervision
  - Discussion regarding the rule
  - The consensus from the Council was to support this rule

  5.103-1 Mandatory retaking for offender who absconds
  - Discussion regarding this rule and rule 4.109 directly impacting one another
  - The consensus from the Council was to support this rule

- **Old Business**
  - New York Proposal for a complete transfer will not be voted on this year. The Council was asked to review it before the next meeting
  - The East Region passed the proposal and moved it on to the Rules Committee for review next year

- **Questions & Open Forum**
  - Ms. Elwell informed the Council that she was appointed to the victims Ad Hoc Committee
  - Ms. Cox commended Representative Mullery on the hard work getting the juvenile compact passed and dedication he has put forth in the Council

The next meeting scheduled for Monday, January 10, 2011, 10:00 am – 12:00 pm.
Meeting Adjourned