# Interstate Commission for Adult Offender Supervision (ICAOS)

## Nebraska

### Interstate Compact State Council Meeting

**October 3, 2012**  
2:00 p.m. – 4:00 p.m.

**Location:**  
Department of Correctional Services  
Emergency Command Training Center  
Folsom & W. Prospector Pl., Bldg. #1  
(Lincoln Regional Center Campus)  
Lincoln, NE 68522  
(402) 471-2654

## Agenda

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<th>Time</th>
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| 2:00 pm  | **Call to Order/Roll Call**  
Cathy Gibson-Beltz, Adult Parole Administrator/Interstate Compact Commissioner |
| 2:15 pm  | **Approval of the Meeting Minutes:** April 11, 2012       |
| 2:15 pm – 2:30 pm | **Documentary of Pat Tuthill from “Lock Up Holman Extended Stay” television series** |
| 2:30 pm – 3:00 pm | **Victim Information**  
- Probation Flyer with V.I.N.E. Information  
- Link to V.I.N.E. on Department of Corrections' Website  
- Report of Information Gathered by Mike Overton, Chief, Information Services Division, Nebraska Crime Commission, on Costs for Other Notification Services/How Counties Inform Victims of V.I.N.E.  
- Information on V.I.N.E. by Toni Jensen, Domestic Violence Programs Service Specialist, Nebraska Supreme Court |
| 3:00 pm – 3:30 pm | **Update of 2012 ICAOS Annual Business Meeting**  
- Cost of Retaining for Probation Interstate  
- Issuing Warrants in Compliance with the Compact |
| 3:30 pm – 3:35 pm | **Distribute Statistics of Incoming/Outgoing Interstate Compact Cases** |
| 3:35 pm – 3:40 pm | **ICAOS Committee Updates**  
- Compliance Committee  
- DCA Liaison/Midwest Region  
- Training Committee |
<table>
<thead>
<tr>
<th>Time</th>
<th>Activity</th>
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<tbody>
<tr>
<td>3:40 pm – 3:50 pm</td>
<td><strong>Old Business</strong></td>
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<td></td>
<td>• Memorandum of Understanding (MOU) Between Nebraska Probation and Parole—Best Practice for Dual Supervision Interstate Compact Cases</td>
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<td>• Training ICAOS at Sheriff Association Meeting (August 2012)</td>
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<td>• Training ICAOS at County Attorney Meeting (October 2012)</td>
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<td>3:50 pm – 4:00 pm</td>
<td><strong>New Business</strong></td>
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<td>• ICAOS FY2013 Compliance Audits</td>
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<td>4:00 p.m.</td>
<td><strong>Adjourn</strong></td>
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Correspondence or Questions Contact:
Sally Reinhardt-Stewart, Parole DCA
402-479-5768
Nebraska State Council
Interstate Compact for Adult Offender Supervision

October 3, 2012

Call To Order/Roll Call:

The regular meeting of the Nebraska State Council of Interstate Compact for Adult Offender Supervision (ICAOS) was called to order at 2:00 p.m. by Commissioner Cathy Gibson-Beltz. Per open meeting laws, the meeting notice had been published and posted, and proceedings were recorded. Roll was called. A change to the Interstate Compact State Council List was noted by Commissioner Gibson-Beltz to reflect Linda Krutz’s position in the Crime Commission as Administrator of the Community Corrections Division.

Present:

Cathy Gibson-Beltz, Mark Young, Larry Wayne, Linda Krutz, Joana Svoboda Briggs, Senator Mark Christensen, Sally Reinhardt-Stewart, Kari Rumbaugh, Toni Jensen (Guest), Colonel David Sankey, Ellen Fabian Brokofsky, Catherine Corbet (Guest). Also present: Barb Lichty (Recorder).

Not Present: Jeffrey Davis, Judge Paul Merritt, Jr., James Pearson, Judge Kenneth Vampola.

Approval of Minutes:

The Minutes of the April 11, 2012, meeting were approved as read after quorum was established.

Documentary of Pat Tuthill from “Lock Up Holman Extended Stay” television series:

Prior to presenting the Victim Information, this short video was shown. Sally Reinhardt-Stewart provided an introduction to the video which was filmed in 2007 at the maximum security Holman prison in Alabama. In the video, Pat Tuthill, ICAOS National Victims Representative, helped death row inmates understand the aftermath violent crime has on victims. It helps demonstrate the need for an effective Interstate Compact. It was shared that Pat Tuthill has been an advocate for strengthening the Interstate Compact and was instrumental in helping to push through legislation to enact the current Interstate Compact for Adult Offender Supervision.

Victim Information:

Kari Rumbaugh reported she had spoken with Mike Overton, Chief of Information Services Division with the Nebraska Crime Commission, on the cost associated with expanding Nebraska’s subscription to VINE as discussed in the last meeting. A package would have to be created, and the cost would depend upon the criteria that Nebraska would want to add.
Rumbaugh also reported the notification process is different in every county in Nebraska. It is usually the county attorneys who send out letters to the victims, but there is no uniform statewide process. Rumbaugh also spoke with Overton in regards to adding the VINE information to the Probation flyer. Joanna Svoboda Briggs shared that the Crime Commission has a brochure on VINE that is by state statute supposed to be sent out to victims, and it is also posted on the website. Mark Young suggested it would be a good idea to have this brochure and the *Victims Guide to the Criminal Justice System* translated into Spanish; Larry Wayne agreed, noting there are interpreters on staff at Corrections who may be able to assist. It was suggested that other languages be looked into as well. Commissioner Gibson-Beltz asked that Linda Krutz check on the *Victims Guide to the Criminal Justice System* to see if it is being worked on for translation, both in terms of Spanish and other languages, and to look into how it's distributed and any costs. A motion was made by Svoboda Briggs, and Young seconded, for this to occur. This issue will be discussed at the next meeting.

Toni Jensen, the Domestic Violence Programs Service Specialist for the Nebraska Supreme Court presented a brochure and some statewide statistics on VINE to include how VINE works. There are currently 47 states that subscribe to VINE; South Dakota, Kansas and Maine do not. Jensen added that notification is based on the correctional institutions’ participation in VINE, and if they have computer based system that will allow the information to transfer to VINE so that notifications can be made. Many of the local jails do not have this capability, since the technology is not available to them.

Discussion was held about the Department of Corrections' Reentry Furlough Program and the impact that VINE has on the notification process with these offenders. Larry Wayne shared how victim notification occurs in such cases.

Toni Jensen distributed a Probation flyer that is sent to victims along with a letter when a presentence investigation is required. All officers are required to send this pamphlet and letter out for crimes against persons, regardless of whether or not the offender will be sentenced to probation.

Sally Reinhardt-Stewart reported at this years’ Annual Business Meeting there was discussion around victim notification and a vote was taken to start the process of enhancing ICOTS for victim notification. She shared that she is a member of this working group and the first webex meeting is scheduled for October 16, 2012. Reinhardt-Stewart stated that the purpose of this group will be to outline the Victim Notification functionality for ICOTS.

**Update of 2012 ICAOS Annual Business Meeting:**

Kari Rumbaugh shared that at this year’s meeting there were no new rules voted on. Best Practices were discussed, there was a judge’s panel, and much discussion on the unintended consequences of the retaking rules that were passed two years prior. Consequently, rules amendments are being considered to address the cost of retaking offenders and extradition guidelines. There was also training on the Compact rules as they are now and working with the rules so that all states comply. The Midwest region is considering the following rule changes:
1. The Cost of Retaking/Issuing Warrants. This issue is more of a Probation concern than a Parole concern since Probation usually requests that extradition come out of the county’s cost. The rule amendment is being considered to task the Interstate Commission to become a bond collection/extradition unit for Interstate Compact offenders. The State Council supported a motion that the Interstate Compact Commission address the cost of mandatory retaking of violent offenders.

2. Misdemeanor Rule. The misdemeanor rule was discussed, specifically the listing of misdemeanors, and one of those being the “any assault or threatening charge”. If the offense is for more than a year, the offender would have to transfer via the Compact. For example, some Domestic Violence cases are dropped down to Disturbing the Peace, however Nebraska still transfers these cases through the Compact, since it is an assaultive or threatening charge. The rule currently reads that it is to be the instant offense, and not the details of the offense that are to be considered. The Midwest Region has requested that Nebraska draft a rule to clarify that it is not just the instant offense but the details of the offense as well. Brokofsky made a motion to support drafting a proposed rule change on this issue, Joana Svoboda Briggs seconded, and by unanimous roll-call vote, was accepted.

3. Rumbaugh explained a new rule amendment that Indiana will be drafting for the Midwest Region regarding Veterans, and the need for them to go to a different state’s Veterans Hospital if one is not available in their own state. The State Council supported the Midwest Region looking into rule changes based on the needs of Veteran offenders.

Distribute Statistics of Incoming/Outgoing Interstate Compact Cases:

Sally Reinhardt-Stewart shared that members were provided a comparison of Compact cases from FY2009 to the present, indicating that the numbers should be fairly accurate since the Compact Offices are routinely removing duplicate offenders from the system that may have been created in error. Members also received a copy of the Annual Report. In looking over the report, Kari Rumbaugh noted that on page 15 some interesting statistics were reported wherein some states were allowing early discharge of offenders when a warrant had been requested. Because of the retaking rules, some of the numbers in the report indicate that states were allowing discharges of cases when they should have been extradited.

ICAOS Committee Updates:

1. Compliance Committee. Commissioner Gibson-Beltz reported she sits on the Compliance Committee to ensure Interstate Compact is compliant with the rules and following the guidelines of the Compact. Our state has done well on past audits. We have not yet been notified of an audit for this year, however our state would welcome an audit so that we maintain compliance, and resolve any issues.

2. DCA Liaison/Midwest Region. Kari Rumbaugh reported that she has been asked to be the Chair of this Committee, and will be holding a meeting with other DCA’s in the near future to set up a list of Best Practices, and address areas of concerns so that when the larger Midwest Region meetings are held with the Commissioners present, they can be discussed.
3. Training Committee. Rumbaugh reported that the DCA Liaison Committee and the Training Committee partnered together to create trainings for the Annual Business Meeting. There were several small tutorials implemented for the web-based ICOTS system that officers can access, and that these trainings have been very successful.

Old Business:

1. Memorandum of Understanding (MOU) Between Nebraska Probation and Parole. Commissioner Gibson-Beltz reported that the MOU between Nebraska Probation and Parole for dual supervision offenders was adopted as a Best Practice nationally. She thanked Sally Reinhardt-Stewart, Kari Rumbaugh, Ellen Brokofsky and Larry Wayne for their work on this.

2. Training ICAOS at Sheriff Association Meeting in August 2012. Sally Reinhardt-Stewart reported that the training was held on August 8, 2012, in Grand Island. Kari Rumbaugh added that the sheriffs showed great interest and asked many questions. Several questions were asked regarding juvenile compact and as a result, she will be sending an email to ask them if they would like her to come back and speak specifically on that subject. An article on the Compact was put in their newsletter as well.

3. Training ICAOS at County Attorney meeting in October 2012. Sally Reinhardt-Stewart shared this training will occur on October 26, 2012, in LaVista. Larry Wayne asked if this training would include judges. Kari Rumbaugh responded that judges have a web-based training that is available for them to attend and that Adult and Juvenile Interstate Compact bench books are also provided to them. Ellen Brokofsky and Larry Wayne will be speaking at the judge’s meeting, and an Interstate Compact flyer will be distributed to gather more information. Rumbaugh stated that when the Administrative Memos are sent out to the courts she will put in an article every time new rules come out and link them back to the bench books since they will update them every time new rules come into effect.

New Business:

1. ICAOS FY2013 Compliance Audits. Sally Reinhardt-Stewart explained that these audits are randomly scheduled and unannounced on specific standards. The audits look at a state’s compliance with the Rules.

Next Meeting: April 11, 2013, at 2:00 p.m., at the Department of Correctional Services in the Emergency Command Training Center.

Adjournment: There being no further business, the meeting adjourned at 3:52 p.m. Motion by Commissioner Gibson-Beltz, seconded by Kari Rumbaugh.

Submitted by: Barb Lichty, Interstate Compact Secretary