PRESENT: Tom Hunter, Linda Krutz, Judge Merritt, Jim McKenzie, Kari Rumbaugh, Marcella Shortt, Ellen Brokofsky, Dwite Pedersen.
ABSENT: Bob Houston

WELCOME: Commissioner McKenzie welcomed members to the meeting.

MINUTES OF THE LAST MEETING: Commissioner McKenzie passed out copies of the minutes from the last meeting on Sept 27, 2006. Committee members took a few minutes to review minutes for changes. Motion to approve minutes as printed was given by Tom Hunter. Seconded by Marcella Shorttt. The motion passed by a unanimous voice vote.

SUMMARY OF REVISED RULES: By Jim Mckenzie, Rules voted on at last National meeting.

Rule 1.101 Definitions
Mr. McKenzie noted that a change was added by putting a definition for “Sex offender” in the contract.

Rule 2.109 Adoption of rules: amendment
Prior to the last meeting of the ICAOS committee in September 2007, rule making could take place at each annual meeting. However, with the amendment to Rule 2.109, rule making can only be done every other year. So the next rule-making meeting will occur at the 2009 annual business meeting. There is a clause in the rules for emergency rule making if needed prior to the next rule making meeting provided we can get support for the rule by at least one of the committees. Emergency rule making can be done by teleconference and by giving the proper notices.

Rule 3.101-3 Transfer of supervision of Sex Offender.
This is a new rule. Prior to this, sex offenders were treated the same as any other offender but now because of the significance of the crime, possibility of repeating it, and the need to know who we are dealing with this rule was enacted. Some of the highlights are that sex offenders are not allowed to leave the sending state until the receiving state either approves the transfer or issues reporting instructions. We have seen cases where sex offenders show up in our state and we find out about it later when the sending state sends us a Transfer packet and requests us to investigate their program. Another highlight of this rule requires a sending state to provide additional documentation as seen in paragraph (b).
Kari Rumbaugh stated prior to this we had 48 hours to investigate the offenders proposed program and respond to reporting instructions. This rule has been changed now giving states 5 days to see where they want to live, and if there are in or near a restricted area such as a school.

Question from Judge Merritt: Is there an inconsistency in subparagraph A, second sentence and paragraph C-2? He wanted clarification on these two items. Kari- said they used to be able to leave immediately if the sex offenders were living in the receiving state at the time of sentencing. Any offender could leave immediately with a 7 days travel permit. Now this takes away that option for the sex offender population.

Tom Hunter made reference to a web-cast regarding Victim Activists and asked why is it necessary to send victim information to receiving state.

Mr. McKenzie stated we need to make sure we are complying with victim notification requirements and we need to know the age of victim and the relationship to the offender to determine if the sex offender will be required to submit to lifetime supervision as required by current law.

Rule 3.102 Submission of transfer request to a receiving state.
This rule was amended to add language to paragraph (b). This rule will hopefully put a stop the need to rush to conduct a placement investigation to see if the program they have submitted is appropriate.

4.104 Offender registrations or DNA testing in receiving or sending states.
This rule will require states to cooperate with one another in gathering DNA samples and assisting each other in meeting offender registration requirements.

4.109 Violation Reports
This rule requires receiving states to provide sufficient documentation to establish cause on violations committed by parolees returned to the sending states for revocation. This has been an on-going problem in the past.

Question by Tom Hunter: Who takes on the expense of bringing an offender back on a violation?
Jim- if Parole Administration returns a parole violator the Department of Correctional Services takes on the expense.
Kari- if probation returns them the county that placed them on probation pays of the cost of their return.

4.111 Returning to sending state
In victim sensitive matters, the sending state shall not provide reporting instructions until the victim has been sent notification and has been given a chance to respond.
SELECT AN ICTOS (INFORMATION TECHNOLOGY) REPRESENTATIVE
Ellen Brokofsky will be speaking with Dave Wegner on this matter.

ELECT A NEW COMMISSIONER
Jim's term is up in May and he will be retiring in April.
Jim made a recommendation and motion to elect Ellen Brokofsky to be the next Commissioner.
No other recommendations were made.
Motion by Jim- that we conduct an election for the new commissioner.
Second by Dwite Pedersen. The motion passed by a unanimous voice vote

Jim motioned that Ellen Brokofsky be the commissioner effective today January 29, 2008.
Second by Tom Hunter. The motion passed by a unanimous voice vote.

Tom Hunter made a motion to thank Jim for his years of service as the commissioner.
Second by Dwite Petersen. The motion passed by a unanimous voice vote.

DISCUSS ADDING NEW MEMBERS
There was a discussion on the need to revise the contact list with information on the appointing authority for each member, date of appointment and term. Also discussed was the need to add a representative from Parole Board, a County Judge, a County Attorney, a County Sheriff, someone from the State Patrol. There was discussion regarding selecting a Vice Commissioner and this was tabled until next meeting.

Jim asked for a motion to add a Parole Board member, a County Judge, a County Attorney, a County Sheriff and someone from the State Patrol to the council. Motion made by Tom Hunter and second by Jim. Motion passed by voice vote.

Ellen will contact a County Sheriff and the Chief Justice regarding appointing a County Judge. Jim will contact the Parole Board about adding a member.

OLD BUSINESS
It was discussed as to whether we needed to appoint to the state council Kari Rumbaugh Deputy Compact Administrator for Probation. According to the Council Bylaws, as the lead Compact worker for Probation, Kari is a member of the Council by virtue of her office.

NEW BUSINESS
Linda Krutz – said that it is important to pick the dates ahead of time for the next meeting if possible.
Ellen Brokofsky - That should be easy to do but make sure you have business to discuss.
Judge Merritt - Question, are you going to have proposed rule changes by then?
Jim - The proposed rule changes should be published in the Spring of 2009.

Jim - Dues were discussed at the national meeting. It is possible they will be increased.
Next meeting will be Tuesday, May 5, 2009. Time 1:30 p.m. – 4:30 p.m. Location to be announced.

Meeting adjourned at 3:40 p.m.
High Lights of ICAOS Rule Changes

Effective January 1, 2008

Rule 1.101 Definitions
Added a definition for Sex Offender

Rule 2.109 Adoption of Rules; Amendments
Paragraph (b) changed rule making and revising from every year to every other year. (There already existed a rule for emergency rule making.)

Rule 3.101-3 Transfer of Supervision of Sex Offenders
This is a new rule. Some highlights include: sex offenders are not allowed to leave the sending state until the receiving state either approves the transfer or issues reporting instructions; additional documentation is required in paragraph (b) in the transfer packet and reporting instructions may be denied if the residence is not in compliance with local laws per paragraph (c)(1).

Rule 3.102 Submission of Transfer Request to a Receiving State
Adds language to paragraph (b) that does not allow an offender to travel to a receiving state until the receiving state has replied to the request.

Rule 4.104 Offender Registration or DNA Testing in the Receiving or Sending State.
Requires receiving states to assist the sending state with DNA testing and offender registration.

Rule 4.109 Violation Reports
Language added to paragraphs (b) (9) and (10) requiring sufficient information and supporting documentation to establish a violation.

Paragraph (3) requires violation warrants to be effective in all states.

Paragraph (4) upon request from the sending state a receiving state shall conduct a probable cause hearing in the receiving state if an absconded violator is apprehended in the receiving state.

Rule 4.111 Return to the Sending State
Requires an offender requesting to return to the sending state to stay in the receiving state until the sending state has notified victims in victim sensitive cases before offenders can be issued reporting instructions to return.
Nebraska State Council
for the
Interstate Compact for Adult Offender Supervision
January 29, 2008

Agenda

1. Role Call
2. Approval of the Meeting Minutes, September 27, 2005 meeting
3. Summary of Revised Rules
4. Select an ICOTS (information technology) Representative
5. Elect a new Commissioner
6. Discuss adding new members
7. Old Business
8. New Business
9. Adjourn
Nebraska State Council
for the
Interstate Compact for Probation and Parole Supervision

BY-LAWS
AS AMENDED ON SEPTEMBER 27, 2005
Page 1 of 2

Purpose
The purpose of the Nebraska State Council for the Interstate Compact for Probation and Parole Supervision, hereinafter referred to as the Council, is to exercise oversight and advocacy concerning its participation in activities of the Interstate Compact for Adult Offender Supervision as determined by Section 29-2640, Article IV.

Membership
Each appointed member shall serve a term of three years. Membership of the Council shall consist of individuals appointed by the Governor pursuant to Section 29-2640, Article IV. The membership must include at least one representative from the legislative, judicial and executive branches of government, victims groups, the Probation Administrator or appointed designee and one Compact appointee of his/her choice from Probation Administration, the Parole Administrator or appointed designee and one Compact appointee of his/her choice from Parole Administration and the Compact administrator. The membership may also include representatives as determined by the Council. Upon a majority vote of the Council, additional members may be added.

Commissioner
The Nebraska Interstate Compact Commissioner, hereinafter referred to as the Commissioner, shall be appointed by the Council from the Council membership according to voting procedures of the Council and he/she shall serve as Chairperson of the Council. The Commissioner shall serve a term the length of his/her appointment, or until his/her resignation takes effect. At the end of a Commissioner's term, a new Commissioner will be appointed by the Council by a simple majority of the quorum of members present. The Commissioner shall be someone from Probation, Parole, or Corrections.

Duties
The Commissioner shall be responsible for arranging for a meeting location; audio recording of meetings; preparing a digested summary of the meeting minutes; preparing and distributing meeting agendas and minutes; and arranging for necessary equipment for those members who wish to attend by teleconference. The Commissioner shall be the State's representative to the Interstate Compact for Adult Offender Supervision Commission regarding all matters related to Nebraska's participation in the Compact and attend national Compact Commission meetings with the authority to vote on behalf of the State of Nebraska.
Meetings and Notice
Council Meetings shall be held at least once each calendar year at a time and place to be determined by the Council members. Additional meetings may be scheduled with the agreement of two-thirds of the members. Council members shall be given written notice of meetings at least 30 days prior to scheduled meetings and agendas and final prior meeting minutes will be sent to members no later than 5 days prior to the meetings. Meetings shall be open to the public and notice of date, time and location shall be given at least 30 days prior to scheduled meetings by advertising in a newspaper widely circulated in Nebraska and the State's Public Meeting Calendar.

Voting, Quorum
A quorum will be established when two-thirds of the Council members are present either in person or by telecommunications to vote on issues at meetings where voting takes place. To bring an item of business up for a vote, a motion must be made and seconded. An opportunity for discussion of the issue will follow prior to a vote. A simple majority of the quorum will carry any vote.

Rules of Procedure
The Commissioner or his/her Council designee shall acknowledge each member or persons present who wishes to speak. Each agenda item will be discussed and a decision made by vote if necessary. After all agenda items are covered, the members may bring up new business.

Amendments
These By-Laws may be amended by a majority of the quorum.
<table>
<thead>
<tr>
<th>Date</th>
<th>Task Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>11/24/2008</td>
<td>Enter Inventory of products into the inventory system. Set price and shipping charges.</td>
</tr>
<tr>
<td>11/24/2008</td>
<td>Create duplicate pages on the staging environment to progress. Post the staging environment is progressing.</td>
</tr>
<tr>
<td>11/24/2008</td>
<td>Type module containers so they match design of current online store.</td>
</tr>
<tr>
<td>11/26/2008</td>
<td>Style module containers. Set up user/adm page. Determine layout. Create pages needed to make up functional and how it will be used.</td>
</tr>
<tr>
<td>11/21/2008</td>
<td>Feedback from Kevin.</td>
</tr>
</tbody>
</table>
Merchant Account
Setup Authorize.net merchant account settings within store module on production server.
Ensure correct operation of SSL certificate for transaction processing.
Test transactions and email notifications from online store.
Live launch of new online store on shopicaos.org domain to online store page for the time being.

12/1/2008
12/5/2008 Xavier
12/8/2008
12/8/2008 Xavier/Kevin