Interstate Compact Council Meeting

Oregon Interstate Compact Office
Oregon State Penitentiary, Residence #3
November 15th, 2011
1 – 3:30 pm

AGENDA

State Council Guide

Compact Application Fee Fran Lushenko

Retaking Issue

Update: Compact Rule

2012 New ICAOS Rules

2012 ICAOS Audit

ICAOS Document:
Why Your State Can Be Sanctioned…..

CA – Assembly Bills 109 and 117

Local Jurisdiction

2011 Compact Coordinators Meeting

DOC Extradition Officer
OYA Deputy Compact Administrator

Open Discussion

Directions: Located in Residence #3, Oregon State Penitentiary (OSP)
2605 State Street NE
Salem, OR 97310

From State Street, enter OSP and stop at first stop sign. Take a left and park in the visitors parking lot. Take the walkway toward Tower #1/OSP, and Residence #3 will be located on the right side of driveway, middle house.

You MUST park in visitor parking lot. Vehicles in front of the residence are subject to towing. Thank you for your cooperation!

Dawn’s Cell in case you get lost: #503-910-9720
Interstate Compact Council Meeting
Oregon Interstate Compact
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Attendees:
Fran Lushenko, Oregon Extradition Officer
Brad Berry, Yamhill County District Attorney
Jay Scroggins, Executive Director Oregon Board of Parole and Post-Prison Supervision
Diana Simpson, Sheriff, Benton County; in for Gail Newman, Benton Community Corrections Director
Mark Cadotte, Commissioner, Oregon Interstate Compact
Dawn Persels, Deputy Compact Administrator, Oregon Interstate Compact

State Council Guide: Mark Cadotte
Handout: State Council Orientation Guide
Mark reviewed the handout, indicating there is a resource from the national office to assist with enhancement of Council membership, meetings, and goals. They will send a representative to Oregon to work with us directly, including follow up when needed. Mark asked the members to review this literature, and think about the goals and direction for the council to determine if this resource would be beneficial.

Follow up: To be discussed further in the spring meeting

Compact Application Fee: Fran Lushenko
Handout: Compact States, 1/1/10 – 8/31/11
As of August 31, 2011, the Compact Application Fee has generated over $95,000 and we have expended almost $76,000; of those expenditures 43 were non-shuttle returns. The largest expenses represented in these figures is due to the dramatic increase in airfare, which makes our participation in, and use of, the shuttle vital. We have returned 266 offenders on the shuttle. Currently, there are 176 outstanding returns, which could be a total expenditure of over $300,000 based on the average cost per return.

Follow up: Fran will keep the council apprised
Fran and Mark will review the appropriateness of the current legislation of the application fee to determine if a higher amount, or the inclusion of inmates, should be considered.

Retaking Issue: Mark Cadotte
Mark reviewed the discussion at the Annual Business Meeting (ABM) in Alabama, and the national office’s inquiry as to the states’ potential increase of retaking and the expenses associated with it. Review of retaking determined by risk may be an appropriate consideration.

Compact Rule: Dawn Persels
Handout: DOC, Division 180 Interstate Compact
Due to higher priorities, the Compact Rule has not yet been permanently adopted. Of concern is the Attorney General’s review of the ‘Retaken Offenders’ section and our ability to collect past extradition fees upon a request for a Compact transfer. Until this section is resolved, Dawn is holding those notices from Fran. DOC hopes to have this matter resolved soon.
Update: The DOC Compact Rule has been adopted, however the ‘Retaken Offenders’ section is still under review.

2012 New ICAOS Rules: Dawn Persels
Handout: ICAOS Rule Amendments, 3/1/11 and 3/1/12
Dawn reviewed the rule changes that will be amended on 3/1/12. Explained most were housekeeping items. Further reviewed the proposed national Sex Offender Ad Hoc Committee, to be developed. Dawn Persels will be a member of that committee.

Reviewed the 2011 rule amendments, with emphasis on violent offender and violent crime. Explained those rules and definitions are still a learning process for our PO’s and partners. The Compact office continues to monitor and inform on those cases.

2012 ICAOS Audit: Dawn Persels
Handout: ICAOS, Fiscal Year 2012 Audit Schedule
Review of the March 2012 national audit, with further review of the March 2011 audit results. As indicated by the national office, those rules with less than an 80% compliance rate in the 2011 audit will be the focus of the 2012 audit. The Compact Office will have shut down days for data clean up, as well as ask the Compact Coordinators, SOON, and FAUG for their assistance at a local level.

ICAOS – Why Your State Can Be Sanctioned: Dawn Persels
Handout: ICAOS Why Your State Can ……
Compact often is asked ‘what can happen?’ in reference to our lack of compliance with the ICAOS rules. Dawn reviewed with the members the information provided in this handout, and will work with OACCD on same. Consequences do exist, up to and including the states removal from the Compact.

CA Assembly Bills 109 and 117: Mark Cadotte
Handout: Brief Summary of Key Provisions
Mark reviewed the informational conversation at the ABM regarding California’s October 1st implementation of Local Jurisdiction. The handout provides a summary of their approach, but the following offenders are not under local jurisdiction and will remain in the prison/parole system:

- Current serious convictions
- Current violent convictions
- High risk sex offenders
- Sexually violent predators
- Mentally disordered offenders
- Lifers/Third strikers

Local Jurisdiction is very similar to Oregon’s Local Control process. These offenders will be marked and considered ‘Parole’ under the Compact process, though, for CA’s tracking purposes. There is no effect to Oregon with this identification.

2011 Compact Coordinators Meeting: Dawn Persels
Handout: Statewide Compact Coordinators Meeting agenda
Dawn reviewed the agenda with Council members, as a summary to the approach and the topics covered at the statewide meeting. Of particular importance was the new inclusion of
the Oregon Transport Association, where in chair Trish Deland (Washington County Sheriff’s Officer) participated in the meeting; as well as Carol Gillespie, the Juvenile Deputy Compact Administrator for Oregon’s Juvenile Compact Office under OYA. Meeting participants were very appreciative of their time in this meeting, and all agreed their future representation is vital.

**Open Discussion:**

- **All Handout:** Total Active Offenders
  - Dawn reviewed the current caseload numbers for Oregon as indicated on this report. Further review of the report is needed to interpret the reported numbers, as there were some questions.
  - Brad Berry suggested the national office create a form, or insert language in the current Compact Application form, wherein Compact offenders waive face-to-face testimony on violations and other Compact processes, allowing for telephonic testimony on violations or other court proceedings.
    Follow up: Mark is to move forward with this request at the national level through the Compact Commissioners forum
  - Council agreed to meet twice a year, spring and fall. Next meeting will be schedule for May, after the national audit results are provided.