STATE COUNCIL MEETING AGENDA
INTERSTATE CORRECTIONS COMPACT
August 30th, 2011
11:00 AM to 12:00 PM (CST)
TELECONFERENCE
(866-410-8397 – then 6351782792)

The state council is made up of the following:

Chairperson Representative Joni Cutler
Denny Kaemingk, Secretary of Corrections
Brian Zeeb, Division of Criminal Investigation
Krista Heeren-Graber, Victims Advocate
Mark Barnett, Judge, Sixth Judicial Circuit
Ed Ligtenberg, Executive Director of the Board of Pardons and Paroles
Nancy Allard, Director of Trial Court Services.

Meeting Agenda

1. Review / Approve November 2010 minutes
2. Review June 22, 2011 Midwest Region Meeting
3. Review 2011 Proposals to Create/Amend ICAOS Rules
4. Review April 2011 Compliance Audit
5. New Business
6. General Discussion
PRESENT: Chairperson Joni Cutler, State Senator; Brian Zeeb, Division of Criminal Investigation; Krista Heeren-Graber, Victims Advocate; Mark Barnett, Circuit Judge, Sixth Circuit Court; Ed Ligtenberg, Executive Director of the Board of Pardons and Paroles; Nancy Allard, Director of Trial Court Services.

ABSENT: Denny Kaemingk, Secretary of SD Department of Corrections.

OTHERS IN ATTENDANCE: David Geffre, Deputy Compact Administrator for Parole; John Holt, Sioux Falls Argus Leader; Becky Barringer, Masters in Social Work Intern for Senator Cutler; Christina Early, Masters in Social Work Intern for Senator Cutler; Cheryl Frost, Interstate Compact Coordinator for Probation (Recorder).

Due to technical problems with the teleconference hook-up, the State Council Meeting did not commence until 11:30 a.m.

REVIEW/APPROVE NOVEMBER 2010 MINUTES

Motion was made by Ed to approve the November 2010 minutes with no corrections or additions. Motion was seconded by Nancy.

REVIEW JUNE 22, 2011 MIDWEST REGION MEETING

Ed advised the minutes have not yet been published; discussion was the possible changes to the rules at the upcoming ICAOS Annual Business Meeting.

REVIEW 2011 PROPOSALS TO CREATE/AMEND ICAOS RULES

Prior to discussion on proposed rule changes, Ed gave an overview of his job as the ICAOS Commissioner for the state of South Dakota and as such, he carries the vote for South Dakota for proposed rule changes at the ICAOS Annual Business Meeting.

The State Council discussed the following proposed rule changes (see attached 2011 Rule Changes document for explanation of the specific changes):

Rule 1.101: Rule Committee’s recommendation is this proposed rule change be adopted. Unanimous vote by State Counsel in favor of the recommendation of the Rules Committee and this rule be adopted.
Rule 3.103-3: Rule Committee’s recommendation is this proposed rule change not be adopted. Unanimous vote by State Council in favor of recommendation of Rules Committee and this rule not be adopted.

Rule 3.105: Rule Committee’s recommendation is this proposed rule change be adopted. Unanimous vote by State Counsel in favor of the recommendation of the Rules Committee and this rule be adopted.

Rule 3.107 (a) (1): Rule Committee’s recommendation is this proposed rule change be adopted. Unanimous vote by State Counsel in favor of the recommendation of the Rules Committee and this rule be adopted.

Rule 3.107 (a) (2): Rule Committee’s recommendation is this proposed rule change not be adopted. Unanimous vote by State Counsel in favor of the recommendation of the Rules Committee and this rule not be adopted.

Rule 3.107 (a) (3): Rule Committee’s recommendation is this proposed rule change not be adopted. Unanimous vote by State Counsel in favor of the recommendation of the Rules Committee and this rule not be adopted.

Rule 3.107 (a) (5) (6): Rule Committee’s recommendation is this proposed rule change not be adopted. Unanimous vote by State Counsel in favor of the recommendation of the Rules Committee and this rule not be adopted.

Rule 3.107 (a) (9): Rule Committee’s recommendation is this proposed rule change be adopted. Unanimous vote by State Counsel in favor of the recommendation of the Rules Committee and this rule be adopted.

Rule 3.107 (a) (11): Rule Committee’s recommendation is this proposed rule change be adopted. Unanimous vote by State Counsel in favor of the recommendation of the Rules Committee and this rule be adopted.

Rule 3.107 (c): Rule Committee’s recommendation is this proposed rule change not be adopted. Unanimous vote by State Counsel in favor of the recommendation of the Rules Committee and this rule not be adopted.

Rule 4.111: Rule Committee’s recommendation is this proposed rule change be adopted. Unanimous vote by State Counsel in favor of the recommendation of the Rules Committee and this rule be adopted.

4.112: Rule Committee’s recommendation is this proposed rule be adopted. Unanimous vote by State Counsel in favor of the recommendation of the rules Committee and this rule change be adopted.

Article VII – Section 3: Rules Committee’s recommendation is this proposed rule be adopted. Unanimous vote by State Counsel in favor of the recommendation of the Rules Committee and this rule be adopted.
March and April of 2011 SD was audited for compliance and of the 21 audit standards, SD had 14 that were 100% in compliance. Nancy provided the Council with a verbal overview of the audit report previously provided to South Dakota by ICAOS Executive Director, Harry Hageman. Only states that are significantly out of compliance are scheduled for another audit, SD is not one of those states.

NEW BUSINESS

No new business.

GENERAL DISCussion

General discussion included comments that South Dakota is doing well with matters related to ICAOS rules and ICOTS usage. There are no issues of relevance at this time.

MEETING ADJOURNED

Motion made by Judge Barnett to adjourn the meeting, seconded by Krista Heeren-Graber.

The meeting was adjourned at 12:20 PM.

Respectfully submitted by Cheryl F. Frost, Interstate Compact Coordinator for Probation.