MEMORANDUM

TO: Members of Tennessee Council for Interstate Adult Offender Supervision
   Board of Probation and Parole, Board Members
   All Staff, Board of Probation and Parole

FROM: Bo Irvin, Executive Director

DATE: December 10, 2009

RE: Minutes of December 10th, 2009 Meeting of Tennessee Council for Interstate Adult Offender Supervision

The Tennessee Council For Interstate Adult Offender Supervision conducted a meeting on December 10th, 2009 beginning at 1:10 PM. Present were: Council Members Chairman Charles Traughber, Director of Field Services Gary Tullock, Representative Mike Turner, and Stephen Young Attorney-at-Law Representing Criminal Justice Attorneys. Also in attendance were BOPP Executive Director Bo Irvin, BOPP Counsel Columba McHale, and Deputy Compact Administrator Deborah Duke.

New Rule Amendments
Mr. Tullock presented the new rule amendments voted by the Commission at the November business meeting. These were non-controversial changes such as changes in word definitions and clarifications. In regard to discussion on Rule 2.106 amendment, the Chairman noted that he has submitted a question to the Attorney General regarding pretrial diversion cases. BOPP may not be responsible for these cases and they are not subject to transfer under ICAOS rules. The ICAOS rule changes become effective in March 2010.

Dues
The ICAOS dues are not going up this year. As a result of streamlining business practices for greater efficiency, the budget is in the black and so a dues increase is not necessary. An ad hoc committee has been established to review the dues structure. Mr. Tullock has been asked to be on this committee and wants to establish a formula based on the number of offenders sent out by each state. After serving 3 terms, Mr. Tullock is no longer the South Region Chair serving in the Executive Committee. Chris Norman of Alabama replaced him. This year has seen a lot of turnover in Commission members.

Juvenile Compact
Mr. Tullock presented the MOU between the Adults and Juvenile Compact. This is economically advantageous and both agencies will share research and equipment.
Judicial Training
Judicial training is available online and on DVD. Mr. Tullock asked the thoughts of the Council in regard to having a training DVD sent to all the Judges. Representative Turner agreed to preview the training DVD. He suggested making the training module mandatory for judicial continuing education.

New Business
Chairman Traughber asked about the contention between Arkansas and Washington.
Mr. Tullock discussed the differences in parole and probation warrants. Tennessee parole violation warrants do not have charges specified and can be used in general for all circumstances. Probation violation warrants have the charges specified. This can create problems with establishing probable cause for arrest. Problems exist with the criminal justice system recognizing ICAOS laws regarding warrants and extraditions. Tennessee created an extradition fund by imposing a transfer fee, but until a sufficient amount of fees are collected we will be unable to fund these extraditions. A public web portal will be online shortly that would allow the public to search for information regarding all out of state offenders. Council members were concerned that the criminal charge was not listed as part of the accessible information.

Mr. Tullock presented information from the South Region in regard to the number of offenders transferred into and out of each South Region state. Only 5 states in the South region are exporting states. Tennessee is in the middle of the 10 importing states. Representative Turner asked about caseload size if the number of offenders transferring in to Tennessee was not limited somehow. Mr. Tullock explained that the function of the ICAOS rules regarding resident criteria is what limits the number of offenders we need to accept. The Chairman made the point that we would rather have offenders in our state under supervision than not know anything about their whereabouts and what they are doing.

Minutes
The Council unanimously approved to adopt the minutes from the February 12th, 2009 meeting.

Next Meeting
There was discussion of the difficulty in scheduling around legislative sessions. The 1:00pm time on the second Thursday of the month appears to remain the best time for the quarterly meetings. The tentative meeting schedule for the 2010 Council is March 11, June 10th, September 9th, and December 9th. Meeting adjourned at 2:15pm.

Minutes approved by:

Charles M. Traughber, Chairman

3/12/2010

Date

CC: Board Members