



# ICAOS ANNUAL BUSINESS MEETING 2008

Palm Springs



Published by:

Interstate Commission for Adult Offender Supervision

PO Box 11910 / Lexington, KY 40578-1910

T: (859) 244-8008 / F: (859) 244-8001

W: <http://www.interstatecompact.org>

E: [icaos@interstatecompact.org](mailto:icaos@interstatecompact.org)

**Interstate Commission for Adult  
Offender Supervision  
2008 Annual Business Meeting  
Docket Book**

[Agenda](#)

[Minutes September 26, 2007](#)

[ICAOS Rules](#)

[ICAOS Bylaws](#)

[ICAOS Statute](#)

[FY09 Dues Structure](#)

[Data Collection](#)

[Budget](#)

[Committee Reports](#)

[Regional Reports](#)

## **Agenda**



**INTERSTATE COMMISSION FOR ADULT OFFENDER SUPERVISION  
ANNUAL BUSINESS MEETING**

**September 7-11, 2008**

**Wyndham Palm Springs Hotel  
Palm Springs, California**

---

**Sunday, September 7, 2008**

*Executive Committee Member's Arrival*

**Monday, September 8, 2008**

1:00 pm – 3:00 pm                      **Executive Committee Meeting [Andreas]**

6:00 pm                                      **Reception**

**Tuesday, September 9, 2008**

7:00 am                                      **Breakfast [on your own]**

8:00 am – 2:30 pm                      **Commissioner's Training [Chino]**

8:00 am – 12:00 pm                      **In-Service Training [Mohave Learning Center]**

- ICOTS/Reports (1 hour)
- State Council (1 hour)
- Operational "Best Practices"/Compact Office Structure/Running a Compact Office (1 hour)
- How to conduct a Self Assessment (1 hour)

12:00 pm                                      **Lunch [on your own]**

1:00 pm – 2:30 pm                      **Deputy Compact Administrator's Meeting [Mohave Learning Center]**

2:30 pm – 5:00 pm                      **East Region Meeting [Andreas]  
South Region Meeting [Chino]  
Midwest Region Meeting [Pueblo]  
West Region Meeting [San Jacinto]**

Annual Business Meeting · Palm Springs, California · September 7-11, 2008  
**Wednesday, September 10, 2008**

- 7:00 am **Breakfast** *[on your own]*
- 8:00 am **General Session** *[Catalina/Madera/Pasadena]*  
**Flag Presentation**  
**Roll Call**  
**Approval of Agenda**  
**Approval of Minutes**
  - *September 26, 2007*
- 8:15 am **Welcome & Overview**
  - *Robert Ambroselli, California Commissioner*
  - *Matthew Cate, Secretary of the California Department of Corrections and Rehabilitation*
  - *Warren Emmer, Chairman*
- 8:30 am **Compliance Committee Report**
  - *Robert Guy, Chair*
- 8:45 am **Executive Committee Workgroup Report**
  - *Genie Powers, Chair*
- 9:30 am **Rules Committee Report**  
**Ad Hoc Treatment Providers Report**
  - *William Rankin, Chair*
- 10:00 am **Training, Education and Public Relations Committee Report**
  - *Dori Ege, Chair*
- 10:15 am **Break**
- 10:30 am **Finance Committee Report**
  - *Harry Hageman, Executive Director*
- 11:30 am **Legal Counsel Report**
  - *Rick Masters, Legal Counsel*
- 11:45 am **DCA Liaison Committee Report**
  - *Milt Gilliam, Chair*
- 12:00 pm **Lunch**  
*[On Your Own]*
- 1:30 pm **Information & Technology Committee Report**
  - *David Guntharp, Chair*
- 2:30 pm **Victim Advocate Report**
  - *Pat Tuthill, Victim's Advocate*

**Annual Business Meeting • Palm Springs, California • September 7-11, 2008**

2:45 pm	<b>Old Business</b>
3:00 pm	<b>Break</b>
3:15 pm	<b>Awards Presentation</b>
3:30 pm	<b>New Business</b> <ul style="list-style-type: none"><li>• <i>David Morrison, GA – Spirit of the Compact</i></li></ul>
4:00 pm	<b>Nomination Committee Meeting</b>
4:15 pm	<b>Nominees Address Commission</b>
4:30 pm	<b>Election Oath of Office</b>
5:00 pm	<b>Adjourn</b>
5:10 pm	<b>Executive Committee Meeting</b>

**Thursday, September 11, 2008**

Depart Meeting

**Minutes September 26, 2007**



## INTERSTATE COMMISSION FOR ADULT OFFENDER SUPERVISION

### ANNUAL BUSINESS MEETING MINUTES

September 26, 2007

Disney's Coronado Springs Resort  
Orlando, Florida

---

#### Call to Order

The meeting was called to order by Chairman W. Emmer (ND) at 8:00 a.m. EDT. Chairman W. Emmer (ND) gave welcoming remarks.

#### Roll Call

Roll was called by Executive Director H. Hageman. Fifty-three out of fifty-three members were present, thereby constituting a quorum.

1. Alabama	Chris Norman
2. Alaska	Donna White
3. Arizona	Dori Ege
4. Arkansas	David Guntharp
5. California	Marilyn Kalvelage
6. Colorado	Jeaneene Miller
7. Connecticut	Theresa Lantz
8. Delaware	Karl Hines
9. District of Columbia	Paul Quander, Jr.
10. Florida	Bruce Grant
11. Georgia	David Morrison
12. Hawaii	Janice Yamada
13. Idaho	Kevin Kempf
14. Illinois	Michelle Buscher
15. Indiana	Jane Seigel
16. Iowa	Jeanette Bucklew

17. Kansas	Keven Pellant
18. Kentucky	Lelia VanHoose
19. Louisiana	Genie Powers
20. Maine	Wayne Theriault
21. Maryland	Judith Sachwald
22. Massachusetts	Maureen Walsh
23. Michigan	John Rubitschun
24. Minnesota	Ken Merz
25. Mississippi	Lora Cole
26. Missouri	Wanda La Cour
27. Montana	Pam Bunke
28. Nebraska	James McKenzie
29. Nevada	John Allan Gonska
30. New Hampshire	Mike McAlister
31. New Jersey	Peter Barnes
32. New Mexico	Edward Gonzales
33. New York	Rich Bitel
34. North Carolina	Robert Lee Guy
35. North Dakota	Warren Emmer
36. Ohio	Linda Janes
37. Oklahoma	Milton Gilliam
38. Oregon	Scott Taylor
39. Pennsylvania	Benjamin Martinez
40. Puerto Rico	Alexis Bird
41. Rhode Island	Kevin Dunphy
42. South Carolina	Ann Clarke
43. South Dakota	Ed Ligtenberg
44. Tennessee	Deborah Duke
45. Texas	Bryan Collier
46. Utah	Brent Butcher
47. Vermont	Jacqueline Kotkin
48. Virginia	James Camache
49. Virgin Islands	Arline Swan
50. Washington	Doreen Geiger
51. West Virginia	Henry Lowery
52. Wisconsin	William Rankin
53. Wyoming	Les Pozsgi

Executive Director H. Hageman recognized Ex-Officio members:

- Pat Tuthill *Victim's Representative*
- Gerald VandeWalle *Chief Justice of the North Dakota Supreme Court*
- Denton Darrington *Senator of Idaho*

**Approval of Agenda**

Chairman W. Emmer (ND) gave an overview of the agenda with the proposed changes.

**Commissioner A. Clarke (SC) made a motion to approve the agenda. Commissioner E. Ligtenberg (SD) seconded. The agenda was approved with the proposed changes.**

### **Welcome & Overview**

Commissioner B. Grant (FL) welcomed participants to Florida on behalf of Charlie Crist, Governor of Florida, James R. McDonough, Secretary of Department of Corrections, and himself.

Chairman W. Emmer (ND) instructed the Commission on the rules and procedures of the meeting, as well as on the Audience Response System (ARS) that would be used during the voting.

### **Sex Offender Ad Hoc Committee Report**

Commissioner R. Guy (NC), Sex Offender Ad Hoc Committee Chair, presented the Committee's Report to the Commission. The presentation recognized the Committee members, goals and accomplishments. The Committee worked closely with the National Institute of Correction, the Center for Sex Offender Management (CSOM) and American Parole and Probation Association (APPA) in developing the Sex Offender Rule Proposal.

**Commissioner R. Guy (NC) made a motion to accept the *Sex Offender Ad Hoc Committee Report*. Commissioner D. Ege (AZ) seconded. The report was adopted.**

### **Rules Committee Report**

Commissioner W. Rankin (WI), Rules Committee Chair, presented the Committee's Report to the Commission. He provided an overview of the Committee goals and accomplishments. The Committee took into consideration the rules referred by the Commission at the annual meeting in 2006; issues identified in ICAOS dispute resolutions and advisory opinions; rules that were proposed by the regions and standing committees; as well as proposals that were originated by the Rules Committee.

### **Rule 1.101 Definitions**

**Motion to accept the proposed definition of "sex offender" made by Commissioner W. Rankin (WI), seconded by Commissioner D. Ege (AZ). Motion carried by vote of forty (40) to thirteen (13).**

#### ***Rule 1.101 Definitions***

**"Sex offender" means an adult placed under, or made subject to, supervision as the result of the commission of a criminal offense and released to the community under the jurisdiction of courts, paroling**

authorities, corrections, or other criminal justice agencies, and who is required to register as a sex offender either in the sending or receiving state and who is required to request transfer of supervision under the provisions of the Interstate Compact for Adult Offender Supervision.

**PASSED: effective date January 1, 2008**

### **Rule 3.101-3**

**Motion to accept the proposed Rule 3.101-3 made by Commissioner W. Rankin (WI), seconded by Commissioner D. Ege (AZ). Motion carried by vote of thirty-one (31) to twenty-two (22).**

The Commission had discussion concerning this matter.

#### **Rule 3.101-3 Transfer of supervision of sex offenders**

(a) Eligibility for Transfer At the discretion of the sending state a sex offender shall be eligible for transfer to a receiving state under the Compact rules. A sex offender shall not be allowed to leave the sending state until the sending state's request for transfer of supervision has been approved, or reporting instructions have been issued, by the receiving state. In addition to the other provisions of Chapter 3 of these rules, the following criteria will apply.

(b) Application for Transfer In addition to the information required in an application for transfer pursuant to Rule 3.107, in an application for transfer of supervision of a sex offender the sending state shall provide all information, if available, to assist the receiving state in supervising the offender:

(1) Assessment information, including sex offender specific assessments;

(2) Social History;

(3) Information relevant to the sex offender's criminal sexual behavior;

(4) Law enforcement report that provides specific details of sex offense;

(5) Victim Information;

- i. the name, sex, age and relationship to the offender;
- ii. the statement of the victim or victim's representative;

(6) The sending state's current or recommended supervision and treatment plan.

(c) Reporting Instructions for sex offenders living in the receiving state at the time of sentencing Rule 3.103 applies to the transfer of sex offenders, except for the following:

(1) The receiving state shall have five business days to review the proposed residence to ensure compliance with local policies or laws prior to issuing reporting instructions. If the proposed residence is invalid due to existing state law or policy, the receiving state may deny reporting instructions.

(2) No travel permit shall be granted by the sending state until reporting instructions are issued by the receiving state.

**PASSED: effective date January 1, 2008**

#### **Rule 2.104 Forms**

**Motion to accept the proposed amendment to Rule 2.104 made by Commissioner W. Rankin (WI), seconded by Commissioner D. Ege (AZ). Motion carried by vote of fifty three (53) to zero (0).**

#### ***Rule 2.104 Forms***

(a) States shall use the forms or electronic information system authorized by the commission for all communication regarding offenders between or among states.

(b) The sending state shall retain the original forms containing the offender's signature until the termination of the offender's term of compact supervision.

**PASSED: effective date January 1, 2008**

#### **Rule 2.109**

**Motion to bifurcate the proposed amendments to Rule 2.109 made by Commissioner J. Seigel (IN), seconded by Commissioner M. Buscher (IL). Motion carried.**

#### **Rule 2.109 (b)**

**Motion to accept the proposed amendment to Rule 2.109 (b) made by Commissioner W. Rankin (WI), seconded by Commissioner D. Ege (AZ). Motion carried by vote of thirty-two (32) to twenty-one (21).**

**Rule 2.109 (k)**

**Motion to accept the proposed amendment to Rule 2.109 (k) made by Commissioner W. Rankin (WI), seconded by Commissioner D. Ege (AZ). Motion carried by vote of fifty-three (53) to zero (0).**

The Commission had discussion concerning these matters.

***Rule 2.109 Adoption of rules; amendment***

Proposed new rules or amendments to the rules shall be adopted by majority vote of the members of the Interstate Commission in the following manner.

(a) Proposed new rules and amendments to existing rules shall be submitted to the Interstate Commission office for referral to the Rules Committee in the following manner:

(1) Any Commissioner may submit a proposed rule or rule amendment for referral to the Rules Committee during the annual Commission meeting. This proposal would be made in the form of a motion and would have to be approved by a majority vote of a quorum of the Commission members present at the meeting.

(2) Standing ICAOS Committees may propose rules or rule amendments by a majority vote of that committee.

(3) ICAOS Regions may propose rules or rule amendments by a majority vote of members of that region.

(b) The Rules Committee shall prepare a draft of all proposed rules and provide the draft to all Commissioners for review and comments. All written comments received by the Rules Committee on proposed rules shall be posted on the Commission's website upon receipt. Based on the comments made by the Commissioners the Rules Committee shall prepare a final draft of the proposed rule(s) or amendments for consideration by the Commission not later than the next annual meeting **falling in an odd-numbered year.**

- (c) Prior to the Commission voting on any proposed rule or amendment, the text of the proposed rule or amendment shall be published by the Rules Committee not later than 30 days prior to the meeting at which vote on the rule is scheduled, on the official web site of the Interstate Commission and in any other official publication that may be designated by the Interstate Commission for the publication of its rules. In addition to the text of the proposed rule or amendment, the reason for the proposed rule shall be provided.
- (d) Each proposed rule or amendment shall state—
- (1) The place, time, and date of the scheduled public hearing;
  - (2) The manner in which interested persons may submit notice to the Interstate Commission of their intention to attend the public hearing and any written comments; and
  - (3) The name, position, physical and electronic mail address, telephone, and telefax number of the person to whom interested persons may respond with notice of their attendance and written comments.
- (e) Every public hearing shall be conducted in a manner guaranteeing each person who wishes to comment a fair and reasonable opportunity to comment. No transcript of the public hearing is required, unless a written request for a transcript is made, in which case the person requesting the transcript shall pay for the transcript. A recording may be made in lieu of a transcript under the same terms and conditions as a transcript. This subsection shall not preclude the Interstate Commission from making a transcript or recording of the public hearing if it so chooses.
- (f) Nothing in this section shall be construed as requiring a separate public hearing on each rule. Rules may be grouped for the convenience of the Interstate Commission at public hearings required by this section.
- (g) Following the scheduled public hearing date, the Interstate Commission shall consider all written and oral comments received.
- (h) The Interstate Commission shall, by majority vote of the commissioners, take final action on the proposed rule or amendment by a vote of yes/no. The Commission shall determine the effective date of the rule, if any, based on the rulemaking record and the full text of the rule.

- (i) Not later than sixty days after a rule is adopted, any interested person may file a petition for judicial review of the rule in the United States District Court of the District of Columbia or in the federal district court where the Interstate Commission's principal office is located. If the court finds that the Interstate Commission's action is not supported by substantial evidence, as defined in the federal Administrative Procedures Act, in the rulemaking record, the court shall hold the rule unlawful and set it aside. In the event that a petition for judicial review of a rule is filed against the Interstate Commission by a state, the prevailing party shall be awarded all costs of such litigation, including reasonable attorneys' fees.
- (j) Upon determination that an emergency exists, the Interstate Commission may promulgate an emergency rule that shall become effective immediately upon adoption, provided that the usual rulemaking procedures provided in the compact and in this section shall be retroactively applied to the rule as soon as reasonably possible, in no event later than ninety days after the effective date of the rule. An emergency rule is one that must be made effective immediately in order to--
- (1) Meet an imminent threat to public health, safety, or welfare;
  - (2) Prevent a loss of federal or state funds;
  - (3) Meet a deadline for the promulgation of an administrative rule that is established by federal law or rule; or
  - (4) Protect human health and the environment.

(k) The Chair of the Rules Committee may direct revisions to a rule or amendment adopted by the commission, for the purpose of correcting typographical errors, errors in format or grammatical errors. Public notice of any revision shall be posted on the official web site of the Interstate Commission and in any other official publication that may be designated by the Interstate Commission for the publication of its rules. For a period of 30 days after posting, the revision is subject to challenge by any commissioner. The revision may be challenged only on grounds that the revision results in a material change to a rule. A challenge shall be made in writing, and delivered to the Executive Director of the Commission, prior to the end of the notice period. If no challenge is made, the revision will take effect without further action. If the revision is challenged, the revision may not take effect without approval of the commission.

**PASSED: effective date January 1, 2008**

**Rule 3.101 (a)**

**Motion to accept the proposed amendment to Rule 3.101 (a) made by Commissioner W. Rankin (WI), seconded by Commissioner B. Martinez (PA). Motion carried by vote of forty-nine (49) to three (3).**

***Rule 3.101 Mandatory transfer of supervision***

At the discretion of the sending state, an offender shall be eligible for transfer of supervision to a receiving state under the compact, and the receiving state shall accept transfer, if the offender:

- (a) has more than 90 days or an indefinite period of supervision remaining at the time the sending state transmits the transfer request; and
- (b) has a valid plan of supervision; and
- (c) is in substantial compliance with the terms of supervision in the sending state; and
- (d) is a resident of the receiving state; or
- (e) (1) has resident family in the receiving state who have indicated a willingness and ability to assist as specified in the plan of supervision; and  
(2) can obtain employment in the receiving state or has a means of support.

**PASSED: effective date January 1, 2008**

**Rule 3.101-1**

**Motion to accept the proposed amendment to Rule 3.101-1 made by Commissioner W. Rankin (WI), seconded by Commissioner D. Ege (AZ). Motion carried by vote of fifty-one (51) to one (1).**

***Rule 3.101-1 Mandatory Transfers of Military, Families of Military, and Family Members Employed;***

- (a) *Transfer of military members-* An offender who is a member of the military and has been deployed by the military to another state, shall be immediately eligible for reporting instructions and transfer of

supervision. The receiving state shall issue reporting instructions no later than two business days following receipt of such a request from the sending state.

(b) *Transfer of offenders who live with family who are members of the military*- An offender who meets the criteria specified in Rules 3.101 (a), (b), & (c) and (e)(2) and who lives with a family member who has been deployed to another state, shall be immediately eligible for reporting instructions and transfer of supervision, provided that the offender will live with the military member in the receiving state. The receiving state shall issue reporting instructions no later than two business days following receipt of such a request from the sending state.

(c) *Employment transfer of family member to another state*- An offender who meets the criteria specified in Rules 3.101(a), (b), & (c) and (e) (2), and whose family member, with whom he or she resides, is transferred to another state by their full-time employer, shall be immediately eligible for reporting instructions and transfer of supervision, provided that the offender will live with the family member in the receiving state. The receiving state shall issue reporting instructions no later than two business days following receipt of such a request from the sending state.

**PASSED: effective date January 1, 2008**

### Rule 3.102

**Motion to accept the proposed amendment to Rule 3.102 made by Commissioner W. Rankin (WI), seconded by Commissioner D. Ege (AZ). Motion carried by vote of fifty-two (52) to one (1).**

#### *Rule 3.102 Submission of transfer request to a receiving state*

- (a) Subject to the exceptions in Rule 3.103 ~~(b)~~ and 3.106, a sending state seeking to transfer supervision of an offender to another state shall submit a completed transfer request with all required information to the receiving state prior to allowing the offender to leave the sending state.
- (b) Subject to the exceptions in Rule 3.103 ~~(b)~~ and 3.106, the sending state shall not allow the offender to travel to the receiving state until the receiving state has replied to the transfer request. shall be given the opportunity to investigate the proposed plan of supervision prior to allowing the offender to leave the sending state.

**PASSED: effective date January 1, 2008**

**Rule 3.103**

**Motion to accept the proposed amendment to Rule 3.103 made by Commissioner W. Rankin (WI), seconded by Commissioner D. Ege (AZ). Motion carried by vote of forty-two (42) to eleven (11).**

The Commission had discussion concerning this matter.

***Rule 3.103 Reporting Instructions; ~~Probation Exception to Rule 2.110 Offender Living in the Receiving State at the Time of Sentencing~~***

- (a)(1) A reporting instructions request for an offender who was living in the receiving state at the time of sentencing shall be submitted by the sending state within seven calendar days of the sentencing date, or release from incarceration to probation supervision. The sending state may grant a seven-day travel permit to an offender who was living in the receiving state at the time of sentencing. Prior to granting a travel permit to an offender, the sending state shall verify that the offender is living in the receiving state.
- (2) The receiving state shall issue reporting instructions no later than two business days following receipt of such a request from the sending state.
- (3) The sending state shall ensure that the offender signs all forms requiring the offender's signature under Rule 3.107 prior to granting a travel permit to the offender. ~~Signed forms shall be maintained in the sending state until termination of compact supervision.~~ Upon request from the receiving state the sending state shall transmit all signed forms within 5 business days.
- (4) The sending state shall transmit a departure notice to the receiving state per Rule 4.105.
- (5) This ~~exception section~~ is applicable to offenders incarcerated for 6 months or less and released to probation supervision.
- (b) The sending state retains supervisory responsibility until the offender's arrival in the receiving state.
- (c) A receiving state shall assume responsibility for supervision of an offender who is granted reporting instructions upon the offender's arrival in the receiving state. The receiving state shall submit an arrival notice to the sending state per Rule 4.105.

- (d) A sending state shall transmit a completed transfer request for an offender granted reporting instructions no later than 15 calendar days following the granting to the offender of the reporting instructions.
- (e)(1) If the receiving state rejects the transfer request for an offender granted reporting instructions, or if the sending state fails to send a completed transfer request by the 15th calendar day following the granting of reporting instructions, the sending state shall, upon receiving notice of rejection or upon failure to timely send a required transfer request, direct the offender to return to the sending state within 30 15 calendar days of receiving notice of rejection or failure to send a transfer request. immediately and the supervision responsibility shall revert to the sending state. The receiving state retains authority to supervise the offender until the offender's directed departure date from the receiving state or issuance of the sending state's warrant.
- (2) If the offender does not return to the sending state, as ordered, the sending state shall initiate the retaking of the offender by issuing a warrant that is effective in all compact member states without limitation as to specific geographic area, no later than 10 calendar days following the offender's failure to appear in the sending state.

**PASSED: effective date January 1, 2008**

**Rule 3.105-1**

**Motion to accept the proposed amendment to Rule 3.105-1 made by Commissioner W. Rankin (WI), seconded by Commissioner D. Ege (AZ). Motion failed by vote six (6) to forty-seven (47).**

The Commission had discussion concerning this matter.

**Rule 3.105-1      *Pre-Dispositional Transfer Requests***

- (a) A sending state may request the transfer for a convicted offender awaiting a pre-sentence report and/or final sentencing disposition 120 calendar days prior to final sentencing in accordance with Rules 3.101, 3.101-1 and 3.103.
- (b) A sending state shall immediately notify a receiving state of the offender's final disposition.

- (c) A receiving state may notify the sending state that it is withdrawing its acceptance or discontinuing its investigation if the final disposition results in "ineligibility" for compact services or incarceration for greater than 120 calendar days.
- (d) Following withdrawal or discontinuance of the receiving state's acceptance or investigation, a sending state shall direct the offender to return to the sending state and it may resubmit a request for transfer pursuant to Rule 3.103.

**FAILED**

**Rule 3.106 (a)**

**Motion to accept the proposed amendments to Rule 3.106 (a) made by Commissioner W. Rankin (WI), seconded by Commissioner D. Ege (AZ). Motion carried by vote of forty-six (46) to six (6).**

**Rule 3.106 (d)**

**Motion to accept the proposed amendments to Rule 3.106 (d) made by Commissioner W. Rankin (WI), seconded by Commissioner D. Ege (AZ). Motion carried by vote of forty-three (43) to nine (9).**

The Commission had discussion concerning these matters.

***Rule 3.106 Request for expedited reporting instructions***

- (a)(1) A sending state may request that a receiving state agree to expedited reporting instructions for an offender if the sending state believes that emergency circumstances exist and the receiving state agrees with that determination. If the receiving state does not agree with that determination, the offender shall not proceed to the receiving state until an acceptance is received under Rule 3.104-1.
- (2) (A) A receiving state that agrees to expedited reporting instructions for an offender shall immediately issue reporting instructions for the offender, and A receiving state shall provide a response to a request for expedited reporting instructions to the sending state no later than two business days following receipt of such a request. The sending state shall transmit a departure notice to the receiving state upon the offender's departure.
- (B) The sending state shall ensure that the offender signs all forms requiring the offender's signature under Rule 3.107 prior to granting reporting instructions to the offender. Signed forms

~~shall be maintained in the sending state until termination of compact supervision.~~ Upon request from the receiving state the sending state shall transmit all signed forms within 5 business days.

- (b) A receiving state shall assume responsibility for supervision of an offender who is granted reporting instructions during the investigation of the offender's plan of supervision upon the offender's arrival in the receiving state. The receiving state shall submit an arrival notice to the sending state per Rule 4.105.
- (c) A sending state shall transmit a completed transfer request for an offender granted reporting instructions no later than the seventh calendar day following the granting to the offender of the reporting instructions.
- (d)(1) If the receiving state rejects the transfer request for an offender granted reporting instructions, or if the sending state fails to send a completed transfer request by the seventh calendar day following the granting of reporting instructions, the sending state shall, upon receiving notice of rejection or upon failure to timely send a required transfer request, direct the offender to return to the sending state within 15 calendar days of receiving notice of rejection or failure to send a transfer request. The receiving state retains authority to supervise the offender until the offender's directed departure date from the receiving state or issuance of the sending state's warrant, immediately and the supervision responsibility shall revert to the sending state.
- (2) If the offender does not return to the sending state as ordered, the sending state shall initiate the retaking of the offender by issuing a warrant that is effective in all compact member states without limitation as to specific geographic area, no later than 10 calendar days following the offender's failure to appear in the sending state.

**PASSED: effective date January 1, 2008**

### **Rule 3.107**

**Motion to accept the proposed amendments to Rule 3.107 made by Commissioner W. Rankin (WI), seconded by Commissioner D. Ege (AZ). Motion carried by vote of forty-five (45) to seven (7).**

The Commission had discussion concerning this matter.

***Rule 3.107 Application for transfer of supervision:***

An application for transfer of supervision of an offender shall contain—

- (a) offender's full name and any aliases by which the offender is known;
- (b) indication of whether the offender seeks transfer to the receiving state based on residency in the receiving state, family residing in the receiving state, or consent of the receiving state;
- (c) name, address, and telephone number of family in the receiving state if the offender bases the transfer request on family's residency in the receiving state;
- (d) offender's proposed residence in the receiving state;
- (e) offender's current or prospective employer in the receiving state;
- (f) offender's criminal justice identification number in the sending state;
- (g) offender's date of birth;
- (h) offender's social security number, if known;
- (i) county of conviction or imposition of supervision;
- (j) indication of the type of criminal justice supervision to which the offender has been sentenced;
- (k) instant offense in sufficient detail to describe the type and severity of offense and whether the charge has been reduced at the time of imposition of sentence;
- (l) offender's criminal history;
- (m) notice, if applicable, indicating that the supervision of the offender is a victim-sensitive matter;
- (n) date supervision is to begin, if known;
- (o) date supervision is to terminate, if known;
- (p) name and title of supervising officer;

(q) copy of the original signed “Offender Application for Interstate Compact Transfer” form, which shall include “Agreement to Return on Demand of the sending state” and “Waiver of Extradition”;

~~(r)~~ signed “Consent to Random Drug or Alcohol Testing and to Searches Based on Reasonable Suspicion” form;

~~(s)~~ signed “Authorization for Release of Medical and Psychological Information” form;

~~(r)(t)~~ photograph of offender;

~~(s)(u)~~ conditions of supervision;

~~(t)(v)~~ any orders restricting the offender’s contact with victims or any other person;

~~(u)(w)~~ any known orders protecting the offender from contact with any other person;

~~(v)(x)~~ information as to whether the offender is subject to sex offender registry requirements in the sending state along with supportive documentation;

~~(w)(y)~~ judgment and commitment documents;

~~(x)(z)~~ pre-sentence investigation report, if available;

~~(y)(aa)~~ supervision history, if available;

~~(z)(bb)~~ information relating to any court-ordered financial obligations, including but not limited to, fines, court costs, restitution, and family support; the balance that is owed by the offender on each; and the address of the office to which payment must be made.

~~(aa)(ee)~~ medical information, if available; and

~~(bb)(dd)~~ psychological evaluation, if available.

**PASSED: effective date January 1, 2008**

**Rule 4.104**

**Motion to accept the proposed amendments to Rule 4.104 made by Commissioner W. Rankin (WI), seconded by Commissioner D. Ege (AZ). Motion carried by vote of thirty (30) to twenty-three (23).**

The Commission had discussion concerning this matter.

***Rule 4.104*** Offender registration or DNA testing in receiving or sending state.

A receiving state shall require that an offender transferred under the interstate compact comply with any offender registration and DNA testing requirements in accordance with the laws or policies of the receiving state and shall assist the sending state to ensure DNA testing requirements and offender registration requirements of a sending state are fulfilled.

**PASSED: effective date January 1, 2008**

**Rule 4.109 (b)(9)**

**Motion to accept the proposed amendment to Rule 4.109 (b)(9) made by Commissioner W. Rankin (WI), seconded by Commissioner D. Ege (AZ). Motion carried by vote of fifty-one (51) to zero (0).**

**Rule 4.109 (b)(10)**

**Motion to accept the proposed amendment to Rule 4.109 (b)(10) made by Commissioner W. Rankin (WI), seconded by Commissioner D. Ege (AZ). Motion carried by vote of thirty-four (34) to nineteen (19).**

**Rule 4.109 (c)(3)**

**Motion to accept the proposed amendment to Rule 4.109 (c)(3) made by Commissioner W. Rankin (WI), seconded by Commissioner D. Ege (AZ). Motion carried by vote of forty-seven (47) to six (6).**

**Rule 4.109 (c)(4)**

**Motion to accept the proposed amendment to Rule 4.109 (c)(4) made by Commissioner W. Rankin (WI), seconded by Commissioner D. Ege (AZ). Motion carried by vote of fifty-two (52) to one (1).**

The Commission had discussion concerning these matters.

**Rule 4.109 Violation reports**

(a) A receiving state shall notify a sending state of significant violations of conditions of supervision by an offender within 30 calendar days of discovery of the violation.

(b) A violation report shall contain—

(1) offender's name and location;

(2) offender's state-issued identifying numbers;

(3) date of the offense or infraction that forms the basis of the violation;

(4) description of the offense or infraction;

(5) status and disposition, if any, of offense or infraction;

(6) dates and descriptions of any previous violations;

(7) receiving state's recommendation of actions sending state may take;

(8) name and title of the officer making the report; and

(9) if the offender has absconded, the offender's last known address and telephone number, name and address of the offender's employer, and the date of the offender's last personal contact with the supervising officer and details regarding how the supervising officer determined the offender to be an absconder.

(10) supporting documentation regarding the violation including but not limited to police reports, toxicology reports, and preliminary findings.

(c)(1) The sending state shall respond to a report of a violation made by the receiving state no later than ten business days following receipt by the sending state. Receipt of a violation report shall be presumed to have occurred by the fifth business day following its transmission by the receiving state;

(2) The response by the sending state shall include action to be taken by the sending state and the date by which that action will begin and its estimated completion date.

(3) A sending state shall, upon receipt of an absconder violation report and case closure, issue a warrant for the offender that is effective in all states without limit as to specific geographic area.

(4) If an offender who has absconded is apprehended on a sending state's warrant within the jurisdiction of the receiving state that issued the violation report and case closure, the receiving state shall, upon request by the sending state, conduct a probable cause hearing as provided in Rule 5.108 (d) and (e) unless waived as provided in Rule 5.108 (b).

**PASSED: effective date January 1, 2008**

#### **Rule 4.110**

**Motion to accept the proposed amendment to Rule 4.110 made by Commissioner W. Rankin (WI), seconded by Commissioner D. Ege (AZ). Motion carried by vote of fifty (50) to one (1).**

#### ***Rule 4.110*** *Transfer to a subsequent receiving state*

(a) At the request of an offender for transfer to a subsequent receiving state, and with the approval of the sending state, the sending state shall prepare and transmit a request for transfer to the subsequent state in the same manner as an initial request for transfer is made.

(b) The receiving state shall assist the sending state in acquiring the offender's signature on the "Application for Interstate Compact Transfer," the "Agreement to Return on Demand of the sending state" and the "Consent to Random Drug Testing and to Searches Based on Reasonable Suspicion" forms, and any other forms that may be required under Rule 3.107, and shall transmit these forms to the sending state.

- (c) The receiving state shall submit a statement to the sending state summarizing the offender's progress under supervision.
- (d) The receiving state shall issue a travel permit to the offender when the sending state informs the receiving state that the offender's transfer to the subsequent receiving state has been approved.
- (e) Notification of offender's departure and arrival shall be made as required under Rule 4.105.
- (f) Acceptance of the offender's transfer of supervision by a subsequent state and issuance of reporting instructions to the offender terminate the receiving state's supervisory obligations for the offender.

**PASSED: effective date January 1, 2008**

**Rule 4.111 (a) Return to the sending state**

**Motion to accept the proposed amendment to Rule 4.111 (a) made by Commissioner W. Rankin (WI), seconded by Commissioner D. Ege (AZ). Motion carried by vote of forty-nine (49) to one (1).**

**Rule 4.111 (b, c) Return to the sending state**

**Motion to accept the proposed amendment to Rule 4.111 (b,c) made by Commissioner W. Rankin (WI), seconded by Commissioner D. Ege (AZ). Motion carried by vote of forty-six (46) to three (3).**

The Commission had discussion concerning these matters.

***Rule 4.111 Return to the sending state***

- (a) Upon an offender's request to return to the sending state, the receiving state shall request reporting instructions, unless the offender is under active criminal investigation or is charged with a subsequent criminal offense in the receiving state. **The offender shall remain in the receiving state until receipt of reporting instructions.**
- (b) **Except as provided in subsection (c),** the sending state shall grant the request and provide reporting instructions no later than two business days following receipt of the request for reporting instructions from the receiving state.
- (c) **In a victim sensitive case, the sending state shall not provide reporting instructions until the provisions of Rule 3.108-1 have been followed.**

(d) A receiving state shall notify the sending state as required in Rule 4.105 (a)

**PASSED: effective date January 1, 2008**

### **Rule 4.112**

**Motion to accept the proposed amendments to Rule 4.112 made by Commissioner W. Rankin (WI), seconded by Commissioner D. Ege (AZ). Motion carried by vote of fifty-one (51) to zero (0).**

#### *Rule 4.112 Closing of supervision by the receiving state*

(a) The receiving state may close its supervision of an offender and cease supervision upon—

(1) The date of discharge indicated for the offender at the time of application for supervision unless informed of an earlier or later date by the sending state;

(2) Notification to the sending state of the absconding of the offender from supervision in the receiving state;

(3) ~~(A) Notification to the sending state that the offender has been sentenced to incarceration for 180 days or longer, including judgment and sentencing documents and information about the offender's location;~~

~~of the sentencing of the offender to incarceration for 180 days or longer and receipt from the sending state of a warrant and detainer or other acknowledgement by the sending state of responsibility for the offender within 90 days of the notification. If the sending state fails to provide the warrant and detainer or other acknowledgement within 90 days of notification, the receiving state may close its supervision of the offender.~~

~~(B) After 90 days the sending state shall be responsible for the offender.~~

(4) Notification of death; or

(5) Return to sending state.

(b) A receiving state shall not terminate its supervision of an offender while the sending state is in the process of retaking the offender under Rule 5.101.

(c) At the time a receiving state closes supervision, a case closure notice shall be provided to the sending state which shall include last known address and employment.

**PASSED: effective date January 1, 2008**

### **Rule 5.101**

**Motion to accept the proposed amendment to Rule 5.101 made by Commissioner W. Rankin (WI), seconded by Commissioner D. Ege (AZ). Motion carried by vote of forty-eight (48) to four (4).**

#### *Rule 5.101 Retaking by the Sending State*

- (a) Except as required in Rules 5.102 and 5.103, at its sole discretion, a sending state may retake an offender, unless the offender has been charged with a subsequent criminal offense in the receiving state.
- (b) If the offender has been charged with a subsequent criminal offense in the receiving state, the offender shall not be retaken without the consent of the receiving state, or until criminal charges have been dismissed, sentence has been satisfied, or the offender has been released to supervision for the subsequent offense.

**PASSED: effective date January 1, 2008**

### **Rule 5.102 and Rule 5.103**

**Motion to accept the proposed amendments to Rule 5.102 and Rule 5.103 made by Commissioner W. Rankin (WI), seconded by Commissioner D. Ege (AZ). Motion carried by vote of thirty-four (34) to nineteen (19).**

#### *Rule 5.102 Mandatory retaking for a new felony conviction.*

Upon a request from the receiving state, a sending state shall retake or order the return of an offender from the receiving state or a subsequent receiving state upon the offender's conviction for a new felony offense and —

- (a) completion of a term of incarceration for that conviction; or
- (b) placement under supervision for that felony offense.

If the offender does not return to the sending state as ordered, then the sending state shall issue a warrant that is effective in all states, without limitation as to specific geographic area, no later than 10 calendar days following the offender's failure to appear in the sending state.

***Rule 5.103 Mandatory retaking for violations of conditions of supervision***

- (a) Upon a request by the receiving state and a showing that the offender has committed three or more significant violations arising from separate incidents that establish a pattern of non-compliance of the conditions of supervision, a sending state shall retake or order the return of an offender from the receiving state or a subsequent receiving state .
- (b) If the offender does not return to the sending state as ordered, then the sending state shall issue a warrant that is effective in all states, without limitation as to specific geographic area no later than 10 calendar days following the offender's failure to appear in the sending state.

**PASSED: effective date January 1, 2008**

**Rule 5.108 (a)**

**Motion to accept the proposed amendment to Rule 5.108 (a) made by Commissioner W. Rankin (WI), seconded by Commissioner D. Ege (AZ). Motion carried by vote of forty-eight (48) to four (4).**

**Rule 5.108 (e)**

**Motion to accept the proposed amendment to Rule 5.108 (e) made by Commissioner W. Rankin (WI), seconded by Commissioner D. Ege (AZ). Motion carried by vote of thirty-two (32) to nineteen (19).**

**Rule 5.108 (f)**

**Motion to accept the proposed amendment to Rule 5.108 (f) made by Commissioner W. Rankin (WI), seconded by Commissioner D. Ege (AZ). Motion carried by vote of forty-two (42) to ten (10).**

**Rule 5.108 Probable cause hearing in receiving state**

- (a) An offender subject to retaking for violation of conditions of supervision that may result in a revocation shall be afforded the opportunity for a probable cause hearing before a neutral and detached hearing officer in or reasonably near the receiving state place where the alleged violation occurred consistent with due process requirements.
- (b) No waiver of a probable cause hearing shall be accepted unless accompanied by an admission by the offender to one or more significant violations of the terms or conditions of supervision.
- (c) A copy of a judgment of conviction regarding the conviction of a new felony offense by the offender shall be deemed conclusive proof that an offender may be retaken by a sending state without the need for further proceedings.
- (d) The offender shall be entitled to the following rights at the probable cause hearing:
- (1) Written notice of the alleged violation(s);
  - (2) Disclosure of non-privileged or non-confidential evidence regarding the alleged violation(s);
  - (3) The opportunity to be heard in person and to present witnesses and documentary evidence relevant to the alleged violation(s);
  - (4) The opportunity to confront and cross-examine adverse witnesses, unless the hearing officer determines that a risk of harm to a witness exists.
- (e) The receiving state shall prepare and submit to the sending state a written report within 30 calendar 10 business days of the hearing that identifies the time, date and location of the hearing; lists the parties present at the hearing; and includes a clear and concise summary of the testimony taken and the evidence relied upon in rendering the decision. Any evidence or record generated during a probable cause hearing shall be forwarded to the sending state.
- (f) If the hearing officer determines that there is probable cause to believe that the offender has committed the alleged violations of conditions of supervision, the receiving state shall hold the offender in custody, and the sending state shall, within 15 business days of receipt of the hearing officer's report, notify the receiving state of the decision to retake or other action to be taken. within 30 calendar days of receipt of the hearing officer's report and determination.
- (g) If probable cause is not established, the receiving state shall:
- (1) Continue supervision if the offender is not in custody

- (2) Notify the sending state to vacate the warrant, and continue supervision upon release if the offender is in custody on the sending state's warrant.
- (3) Vacate the receiving state's warrant and release the offender back to supervision within 24 hours of the hearing if the offender is in custody.

**PASSED: effective date January 1, 2008**

**Rule 5.111**

**Motion to accept the proposed amendment to Rule 5.111 made by Commissioner W. Rankin (WI), seconded by Commissioner D. Ege (AZ). Motion failed by vote of twenty-five (25) to twenty-seven (27).**

*Rule 5.111 Denial of bail to certain offenders*

An offender against whom retaking procedures have been instituted by a sending **or receiving** state shall not be admitted to bail or other release conditions in any state.

**FAILED**

**Rule 5.111**

**Motion to accept the proposed amendment to Rule 5.111 made by Commissioner W. Rankin (WI), seconded by Commissioner D. Ege (AZ). Motion carried by vote of fifty (50) to three (3).**

The Commission had discussion concerning this matter.

*Rule 5.111 Denial of bail **or other release conditions** to certain offenders*

An offender against whom retaking procedures have been instituted by a sending or receiving state shall not be admitted to bail or other release conditions in any state.

**PASSED: effective date January 1, 2008**

**Rule 5.112**

**Motion to accept the proposed Rule 5.112 made by Commissioner W. Rankin (WI), seconded by Commissioner D. Ege (AZ). Motion failed by vote of seventeen (17) to thirty-six (36).**

The Commission had discussion concerning these matters.

***Rule 5.112 Retaking an offender accepted under Rule 3.101-2***

**(a) Upon a request by a receiving state, a sending state shall retake or order the return of an offender from the receiving state if:**

**(1) acceptance was based upon Rule 3.101-2 (Discretionary transfer of supervision); and**

**(2) the receiving state added to its acceptance a special condition requiring the sending state to retake or order the return of the offender if specific criteria, which were the basis for acceptance, no longer existed; and**

**(3) the special condition added by the receiving state relates directly to the sole reason the sending state requested the transfer; and**

**(4) the receiving state confirms to the sending state that the criteria upon which the acceptance was made no longer exist.**

**(b) If the offender does not return to the sending state as ordered, the sending state shall initiate the retaking of the offender by issuing a warrant that is effective in all states without limitation as to specific geographic area, no later than 10 calendar days following the offender's failure to appear in the sending state.**

**FAILED**

**Rule 6.101**

**Motion to accept the proposed amendment to Rule 6.101 made by Commissioner W. Rankin (WI), seconded by Commissioner W. Theriault (ME). Motion failed by vote of seventeen (17) to thirty-six (36).**

The Commission had discussion concerning these matters.

***Rule 6.101 Informal communication to resolve disputes or controversies and obtain interpretation of the rules***

(a) Through the office of a state's compact administrator, states shall attempt to resolve disputes or controversies by communicating with each other by telephone, telefax, or electronic mail.

***(b) Failure to resolve dispute or controversy***

(1) Following an unsuccessful attempt to resolve controversies or disputes arising under this compact, its by-laws or its rules as required under Rule 6.101 (a), states shall pursue one or more of the informal dispute resolution processes set forth in Rule 6.101 (b)(2) prior to resorting to formal dispute resolution alternatives.

(2) Parties shall submit a written request to the executive director for assistance in resolving the controversy or dispute. The executive director shall provide a written response to the parties within ten business days and may, at the executive director's discretion, seek the assistance of legal counsel or the executive committee in resolving the dispute. The executive committee may authorize its standing committees or the executive director to assist in resolving the dispute or controversy.

***(c) Interpretation of the rules***

Any state may submit an informal written request to the executive director for assistance in interpreting the rules of this compact. The executive director may seek the assistance of legal counsel, the executive committee, or both, in interpreting the rules. The executive committee may authorize its standing committees to assist in interpreting the rules. Interpretations of the rules shall be issued in writing by the executive director or the executive committee and shall be circulated to all of the states.

**(d) All written advisory opinions authored by the National Office shall be referred to the Rules Committee within thirty (30) days of issuance of said opinion. Upon receipt of the advisory opinion, the Rules Committee shall discuss this matter at the next regularly scheduled meeting and consider whether a rule change should be proposed. If the Rules Committee determines that a rule change is not warranted, such rationale shall be reduced to writing and attached to the existing advisory opinion.**

**Failed****Approval Minutes**

**Commissioner W. Theriault (ME) moved to approve the *Annual Business Meeting 2006 Minutes*. Commissioner M. Gilliam (OK) seconded. The minutes were approved.**

**Information & Technology Report**

Executive Director H. Hageman and Website Analyst K. Terry explained the advantages of the new website over the current website. There was a discussion of the new website features.

Commissioner D. Guntharp (AR), Technology Committee Chair, presented the Technology Committee Report. The presentation recognized the Committee members and technical assistants, its goals and accomplishments, and provided an overview of the new website and ICOTS.

**Commissioner S. Taylor (OR) made a motion to accept the *Technology Committee Report*. Commissioner J. Miller (CO) seconded. The report was adopted.**

**Legal Counsel Report**

Legal Counsel R. Masters certified that the Legal Counsel Report would be closed to the public because of its confidential nature and legal proceedings in which the Commission had been involved.

**Commissioner C. Norman (AL) made a motion to go into Executive Session. Commissioner G. Powers (LA) seconded. Motion carried.**

**Commissioner S. Taylor (OR) made a motion to come out of Executive Session. Commissioner P. Quander, Jr. (DC) seconded. Motion carried.**

**Commissioner K. Merz (MN) made a motion to ratify the Softscape settlement. Commissioner P. Quander, Jr. (DC) seconded. Motion carried.**

**Compliance Committee Report**

Legal Counsel R. Masters received consent from all states involved in the non-compliance investigations to waive any confidentiality with the respect of final reports.

*OH v. TX Final Report*: Commissioner R. Guy informed the Commission that Texas was found in default on October 4, 2006 citing ICAOS Rule 6.103 for violation of Rule 2.110.

A fine of \$10,000 was imposed and suspended pending implementation of a corrective action plan. Agreed stipulation for curing the fault was agreed upon on January 4, 2007. Texas completed the corrective action plan and the Harris County audit.

**Commissioner R. Guy (NC), Compliance Committee Chair, made a motion to determine that Texas had cured its default and that the fine be vacated. Commissioner W. Theriault (ME) seconded. Motion carried.**

*OH v. PA Final Report:* Commissioner R. Guy informed the Commission that Pennsylvania was found in default on October 4, 2006 citing ICAOS Rule 6.103 for violation of Rule 2.110. A fine of \$10,000 was imposed and suspended pending implementation of a corrective action plan. Agreed stipulation for curing the fault was agreed upon on January 4, 2007. Pennsylvania completed the corrective action plan and the Allegheny County audit.

**Commissioner R. Guy (NC), Compliance Committee Chair, made a motion to determine that Pennsylvania had cured its default and that the fine be vacated. Commissioner J. Miller (CO) seconded. Motion carried.**

Commissioner R. Guy (NC) suggested that future investigations could be made by retired Commissioners.

**Commissioner R. Guy (NC), Compliance Committee Chair, made a motion to accept the *Compliance Committee Report*. Commissioner C. Norman (AL) seconded. The report was adopted.**

#### **DCA Liaison Committee Report**

Commissioner M. Gilliam (OK), the Chair of DCA Liaison Committee, presented the DCA Liaison Report to the Commission. He recognized the members of the Committee and thanked them for their hard work. The Executive Committee recommended converting the DCA Liaison Committee into a standing committee based on the mandate received from the commissioners at the previous annual meeting.

**Commissioner M. Gilliam (OK) made a motion to accept *DCA Liaison Committee Report*. Commissioner J. Bucklew (IA) seconded. The report was adopted.**

#### **Finance Committee Report**

**Commissioner S. Taylor (OR), Finance Committee Chair, made a motion to adopt the *Budget Proposal 2009*. Commissioner K. Merz (MN) seconded. The proposal was adopted.**

Commissioner S. Taylor (OR) demonstrated to the Commission its expenses and revenue using tables and charts. The Finance Committee calculated that 6% increase over three years would bring the Commission budget stability.

Commissioner S. Taylor (OR), Finance Committee Chair, explained that the formula used to determine the dues amount would be recalculated after the Commission received reliable numbers of transfer cases from ICOTS.

**Commissioner S. Taylor (OR) made a motion to approve 6% Dues Increase Proposal for 2010 to 2012. Commissioner M. Kalvelage (CA) seconded. The motion carried by vote of thirty-four (34) to nineteen (19).**

The Commission had discussion concerning these matters.

### **Region Chair Recognition**

The Recognition Awards were given to the Region Chairs for their service to the Commission.

The East Region Chair Recognition Award was given to Commissioner M. Walsh (MA) by Chairman W. Emmer (ND).

The Midwest Region Chair Recognition Award was given to Commissioner K. Merz (MN) by Chairman W. Emmer (ND).

The West Region Chair Recognition Award was given to Commissioner D. Ege (AZ) by Chairman W. Emmer (ND).

### **Training, Education and Public Relations Committee Report**

Commissioner A. Clarke (SC), the Training Committee Chair, expressed her gratitude towards the Committee members.

Commissioner A. Clarke (SC) reported that different types of trainings, such as on-site training, on-demand trainings, and WebEx sessions were delivered in the past year by the Committee. She encouraged the Commissioners to use these training opportunities to educate their staff about the Compact and its Rules.

**Commissioner S. Taylor (OR) moved to accept *Training, Education and Public Relations Committee Report*. Commissioner J. Seigel (IN) seconded. The report was adopted.**

### **Victims' Advocate Report**

P. Tuthill (FL), Victims' Advocate, presented her report to the Commission. Based on her recent Victims' Representatives survey, she encouraged the Commission to have more meetings with their Victims' Representatives.

P. Tuthill (FL), Victims' Advocate, proposed to incorporate Victim Notifications feature into the ICOTS.

P. Tuthill (FL), Victims' Advocate, reported on several trainings she held across the country as well as a filming project with MSNBC.

P. Tuthill (FL), Victims' Advocate, announced the official launch of the Peyton Tuthill Foundation. Four, \$1,000 scholarships per academic year, would be awarded to young people who lost their siblings or parent due to homicide.

**Commissioner C. Norman (AL) made a motion to accept the *Victims' Advocate Report*. Commissioner D. Ege (AZ) seconded. The report was adopted.**

### **Old Business**

Chairman W. Emmer (ND) expressed his appreciation toward Assistant Director A. Hassan and the rest of the office for running the National Office during the transition between executive directors.

### **Award Presentations**

- *Executive Chair Award* was presented to Commissioner Ann Clarke (SC) by Chairman W. Emmer (ND).
- *Executive Director Award* was presented to Commissioner Milton Gilliam (OK) by Executive Director H. Hageman.
- *Peyton Tuthill Award* was presented to Victims' Advocate – Ann Gustafson (WI) by Chairman W. Emmer (ND), Victims' Advocate P. Tuthill (FL) and Commissioner W. Rankin (WI).

### **Oath of Office**

Senator D. Darrington (ID) delivered the Oath of Officers for the following Commission positions:

- Commissioner Rich Bitel (NY) as East Region Chair,
- Commissioner Ken Merz (MN) as Midwest Region Chair, and
- Commissioner D. Ege (AZ) as West Region Chair.

### **New Business**

**Commissioner R. Bitel (NY) made a motion to ratify the DCA Liaison Committee as a standing committee. Official Designee K. Dunphy (RI) seconded. Motion carried.**

Executive Director H. Hageman introduced Strategic Planning model to the Commission.

**Commissioner A. Swan (VI) made a motion to establish an Ad Hoc Committee to reconsider state dues allocation. Commissioner W. Theriault (ME) seconded. Motion carried.**

**Commissioner J. Miller (CO) made a motion to establish an Ad Hoc Committee to review tribal issues. Commissioner D. Ege (AZ) seconded. Motion carried.**

**Commissioner B. Martinez (PA) made a motion to bring the following Rules 5.102, 3.103, 3.106, 4.111, 4.112 (a) (5), back for consideration on the next annual meeting. Commissioner W. Theriault (ME) seconded. Motion failed by vote of fifteen (15) to thirty-five (35).**

**Commissioner P. Quander, Jr. (DC) along with Maryland and Virginia moved to establish an Ad Hoc Committee to examine whether the Commission should allow neighboring states to agree upon expedited transfer procedures that would allow offenders to report for treatment out-of-state as quickly as reasonably possible. Official Designee K. Dunphy (RI) seconded. Motion carried by vote of twenty-eight (28) to twenty-two (22).**

Commissioner D. Ege (AZ) encouraged the Commission members to register for the upcoming APPA Winter Institute in Arizona that would be held on February 10-13, 2008.

Senator D. Darrington (ID) addressed the Commission with the recommendation to develop a strong legislative contact that would serve them as an advocate and voice in their state legislative body. Senator D. Darrington (ID), being a part of the Executive Committee of *National Conference of State Legislators* planned to make a presentation to the Executive Committee at the National Conference about the activities of the Interstate Compact.

Chairman W. Emmer (ND) announced that the next Annual Business Meeting would take place on September 7-13, 2008 in Palm Springs, California.

### **Adjourn**

**Commissioner E. Gonzales (NM) made a motion to adjourn. Commissioner J. Bucklew (IA) seconded. The meeting was adjourned at 4:49 P.M. EDT.**



**INTERSTATE COMMISSION FOR ADULT OFFENDER SUPERVISION**

**ANNUAL BUSINESS MEETING MINUTES  
EXECUTIVE SESSION**

**September 26, 2007**

**Disney's Coronado Springs Resort  
Orlando, Florida**

---

**Commissioner C. Norman (AL) made a motion to go to the Executive Session.  
Commissioner G. Powers (LA) seconded. Motion carried.**

Legal Counsel R. Masters presented his report to the Commission. He described in detail the legal proceedings with Softscape and the final resolution of its case that took place in August 2007.

**Commissioner S. Taylor (OR) made a motion to come out of the Executive Session.  
Commissioner P. Quander (DC) seconded. Motion carried.**

## **ICAOS Rules**



# 2008 ICAOS RULES



Published by:  
Interstate Commission for Adult Offender Supervision  
PO Box 11910 / Lexington, KY 40578-1910  
T: (859) 244-8008 / F: (859) 244-8001 Fax  
W: <http://www.interstatecompact.org/>  
E: [icaos@interstatecompact.org](mailto:icaos@interstatecompact.org)

## Introduction

The Interstate Commission for Adult Offender Supervision is charged with overseeing the day-to-day operations of the Interstate Compact for Adult Offender Supervision, a formal agreement between member states that seeks to promote public safety by systematically controlling the interstate movement of certain adult offenders. As a creature of an interstate compact, the Commission is a quasi-governmental administrative body vested by the states with broad regulatory authority. Additionally, the Interstate Compact on Adult Offender Supervision has congressional consent under Article I, § 10 of the United States Constitution and pursuant to Title 4, Section 112(a) of the United States Code.

Through its rulemaking powers, the Commission seeks to achieve the goals of the compact by creating a regulatory system applicable to the interstate movement of adult offenders, provide an opportunity for input and timely notice to victims of crime and to the jurisdictions where offenders are authorized to travel or to relocate, establish a system of uniform data collection, provide access to information on active cases to authorized criminal justice officials, and coordinate regular reporting of Compact activities to heads of state councils, state executive, judicial, and legislative branches and criminal justice administrators. The Commission is also empowered to monitor compliance with the interstate compact and its duly promulgated rules, and where warranted to initiate interventions to address and correct noncompliance. The Commission will coordinate training and education regarding regulations of interstate movement of offenders for state officials involved in such activity.

These rules are promulgated by the Interstate Commission on Adult Offender Supervision pursuant to Article V and Article VIII of the Interstate Compact on Adult Offender Supervision. The rules are intended to effectuate the purposes of the compact and assist the member states in complying with their obligations by creating a uniform system applicable to all cases and persons subject to the terms and conditions of the compact. Under Article V, Rules promulgated by the Commission “shall have the force and effect of statutory law and shall be binding in the compacting states[.]” All state officials and state courts are required to effectuate the terms of the compact and ensure compliance with these rules. To the extent that state statutes, rules or policies conflict with the terms of the compact or rules duly promulgated by the Commission, such statutes, rules or policies are superseded by these rules to the extent of any conflict.

To further assist state officials in implementing the Compact and complying with its terms and these rules, the Commission has issued a number of advisory opinions. Additionally, informal opinions can be obtained from the Commission as warranted. Advisory opinions, contact information and other important information, can be found on the Commission’s website at <http://www.interstatecompact.org>.

## **TABLE OF CONTENTS**

<b>INTRODUCTION</b>	<b>1</b>
<b>CHAPTER 1 DEFINITIONS</b>	<b>5</b>
Rule 1.101 Definitions	5
<b>CHAPTER 2 GENERAL PROVISIONS</b>	<b>10</b>
Rule 2.101 Involvement of interstate compact offices	10
Rule 2.102 Data collection and reporting	11
Rule 2.103 Dues formula	12
Rule 2.104 Forms	13
Rule 2.105 Misdemeanants	14
Rule 2.106 Offenders subject to deferred sentences	15
Rule 2.107 Offenders on furlough, work release	16
Rule 2.108 Offenders with disabilities	17
Rule 2.109 Adoption of rules; amendment	18
Rule 2.110 Transfer of offenders under this compact	21
<b>CHAPTER 3 TRANSFER OF SUPERVISION</b>	<b>22</b>
Rule 3.101 Mandatory transfer of supervision	22
Rule 3.101-1 Mandatory transfers of military, families of military, and family members employed	23
Rule 3.101-2 Discretionary transfer of supervision	24
Rule 3.101-3 Transfer of supervision of sex offenders	25
Rule 3.102 Submission of transfer request to a receiving state	26
Rule 3.103 Reporting instructions; offender living in the receiving state at the time of sentencing	27
Rule 3.104 Time allowed for investigation by receiving state	29

<b>Rule 3.104-1 Acceptance of offender; issuance of reporting instructions</b>	<b>30</b>
<b>Rule 3.105 Request for transfer of a paroling offender</b>	<b>31</b>
<b>Rule 3.106 Request for expedited reporting instructions</b>	<b>32</b>
<b>Rule 3.107 Application for transfer of supervision</b>	<b>33</b>
<b>Rule 3.108 Victim notification</b>	<b>35</b>
<b>Rule 3.108-1 Victims' right to be heard and comment</b>	<b>36</b>
<b>Rule 3.109 Waiver of extradition</b>	<b>37</b>
<b>CHAPTER 4 SUPERVISION IN RECEIVING STATE</b>	<b>38</b>
<b>Rule 4.101 Manner and degree of supervision in receiving state</b>	<b>38</b>
<b>Rule 4.102 Duration of supervision in the receiving state</b>	<b>39</b>
<b>Rule 4.103 Special conditions</b>	<b>40</b>
<b>Rule 4.103-1 Effect of special conditions or requirements</b>	<b>41</b>
<b>Rule 4.104 Offender registration or DNA testing in receiving or sending state</b>	<b>42</b>
<b>Rule 4.105 Arrival and departure notifications; withdrawal of reporting instructions</b>	<b>43</b>
<b>Rule 4.106 Progress reports</b>	<b>44</b>
<b>Rule 4.107 Fees</b>	<b>45</b>
<b>Rule 4.108 Collection of restitution, fines and other costs</b>	<b>46</b>
<b>Rule 4.109 Violation reports</b>	<b>47</b>
<b>Rule 4.109-1 Authority to arrest and detain</b>	<b>48</b>
<b>Rule 4.110 Transfer to a subsequent receiving state</b>	<b>49</b>
<b>Rule 4.111 Return to the sending state</b>	<b>50</b>
<b>Rule 4.112 Closing of supervision by the receiving state</b>	<b>51</b>
<b>CHAPTER 5 RETAKING</b>	<b>52</b>
<b>Rule 5.101 Retaking by the sending state</b>	<b>52</b>
<b>Rule 5.102 Mandatory retaking for a new felony conviction</b>	<b>53</b>
<b>Rule 5.103 Mandatory retaking for violation of conditions of supervision</b>	<b>54</b>
<b>Rule 5.104 Cost of retaking an offender</b>	<b>55</b>

*Interstate Commission for Adult Offender Supervision Rules Effective January 1, 2008*

<b>Rule 5.105 Time allowed for retaking an offender</b>	<b>56</b>
<b>Rule 5.106 Cost of incarceration in receiving state</b>	<b>57</b>
<b>Rule 5.107 Officers retaking an offender</b>	<b>58</b>
<b>Rule 5.108 Probable cause hearing in receiving state</b>	<b>59</b>
<b>Rule 5.109 Transport of offenders</b>	<b>61</b>
<b>Rule 5.110 Retaking offenders from local, state or federal correctional facilities</b>	<b>62</b>
<b>Rule 5.111 Denial of bail or other release conditions to certain offenders</b>	<b>63</b>
<b>CHAPTER 6 DISPUTE RESOLUTION AND INTERPRETATION OF RULES</b>	<b>64</b>
<b>Rule 6.101 Informal communication to resolve disputes or controversies and obtain interpretation of the rules</b>	<b>64</b>
<b>Rule 6.102 Formal resolution of disputes and controversies</b>	<b>65</b>
<b>Rule 6.103 Enforcement actions against a defaulting state</b>	<b>66</b>
<b>Rule 6.104 Judicial Enforcement</b>	<b>68</b>

## **Chapter 1 Definitions**

### **Rule 1.101 Definitions**

As used in these rules, unless the context clearly requires a different construction-

**“Abscond”** means to be absent from the offender’s approved place of residence or employment with the intent of avoiding supervision.

**“Adult”** means both individuals legally classified as adults and juveniles treated as adults by court order, statute, or operation of law.

**“Application fee”** means a reasonable sum of money charged an interstate compact offender by the sending state for each application for transfer prepared by the sending state.

**“Arrival”** means to report to the location and officials designated in reporting instructions given to an offender at the time of the offender’s departure from a sending state under an interstate compact transfer of supervision.

**“By-laws”** means those by-laws established by the Interstate Commission for Adult Offender Supervision for its governance, or for directing or controlling the Interstate Commission’s actions or conduct.

**“Compact”** means the Interstate Compact for Adult Offender Supervision.

**“Compact administrator”** means the individual in each compacting state appointed under the terms of this compact and responsible for the administration and management of the state’s supervision and transfer of offenders subject to the terms of this compact, the rules adopted by the Interstate Commission for Adult Offender Supervision, and policies adopted by the State Council under this compact.

**“Compact commissioner” or “commissioner”** means the voting representative of each compacting state appointed under the terms of the Interstate Compact for Adult Offender Supervision as adopted in the member state.

**“Compliance”** means that an offender is abiding by all terms and conditions of supervision, including payment of restitution, family support, fines, court costs or other financial obligations imposed by the sending state.

**“Deferred sentence”** means a sentence the imposition of which is postponed pending the successful completion by the offender of the terms and conditions of supervision ordered by the court.

**“Detainer”** means an order to hold an offender in custody.

**“Discharge”** means the final completion of the sentence that was imposed on an offender by the sending state.

**“Extradition”** means the return of a fugitive to a state in which the offender is accused, or has been convicted of, committing a criminal offense, by order of the governor of the state to which the fugitive has fled to evade justice or escape prosecution.

*References:*

*ICAOS Dispute Resolution*

2-2004 [Offenders not transferred through the ICAOS must be returned through the extradition clause of the U.S. Constitution]

**“Offender”** means an adult placed under, or made subject to, supervision as the result of the commission of a criminal offense and released to the community under the jurisdiction of courts, paroling authorities, corrections, or other criminal justice agencies, and who is required to request transfer of supervision under the provisions of the Interstate Compact for Adult Offender Supervision.

*References:*

*ICAOS Advisory Opinion*

9-2004 [CSL offenders seeking transfer of supervision are subject to ICAOS-New Jersey]

**“Plan of supervision”** means the terms under which an offender will be supervised, including proposed residence, proposed employment or viable means of support and the terms and conditions of supervision.

**“Probable cause hearing”** a hearing in compliance with the decisions of the U.S. Supreme Court, conducted on behalf of an offender accused of violating the terms or conditions of the offender’s parole or probation.

**“Receiving state”** means a state to which an offender requests transfer of supervision or is transferred.

**“Relocate”** means to remain in another state for more than 45 consecutive days in any 12 month period.

**“Reporting instructions”** means the orders given to an offender by a sending or receiving state directing the offender to report to a designated person or place, at a specified date and time, in another state. Reporting instructions shall include place, date, and time on which the offender is directed to report in the receiving state.

**“Resident”** means a person who—

- (1) has continuously inhabited a state for at least one year prior to the commission of the offense for which the offender is under supervision; and
- (2) intends that such state shall be the person’s principal place of residence; and
- (3) has not, unless incarcerated, remained in another state or states for a continuous period of six months or more with the intent to establish a new principal place of residence.

**“Resident family”** means a parent, grandparent, aunt, uncle, adult child, adult sibling, spouse, legal guardian, or step-parent who--

- (1) has resided in the receiving state for 180 days or longer as of the date of the transfer request; and
- (2) indicates willingness and ability to assist the offender as specified in the plan of supervision.

**“Retaking”** means the act of a sending state in physically removing an offender, or causing to have an offender removed, from a receiving state.

**“Rules”** means acts of the Interstate Commission, which have the force and effect of law in the compacting states, and are promulgated under the Interstate Compact for Adult Offender Supervision, and substantially affect interested parties in addition to the Interstate Commission,

**“Sending state”** means a state requesting the transfer of an offender, or which transfers supervision of an offender, under the terms of the Compact and its rules.

**“Sex offender”** means an adult placed under, or made subject to, supervision as the result of the commission of a criminal offense and released to the community under the jurisdiction of courts, paroling authorities, corrections, or other criminal justice agencies, and who is required to register as a sex offender either in the sending or receiving state and who is required to request transfer of supervision under the provisions of the Interstate Compact for Adult Offender Supervision.

**“Shall”** means that a state or other actor is required to perform an act, the non-performance of which may result in the imposition of sanctions as permitted by the Interstate Compact for Adult Offender Supervision, its by-laws and rules.

**“Significant violation”** means an offender’s failure to comply with the terms or conditions of supervision that, if occurring in the receiving state, would result in a request for revocation of supervision.

**“Special condition”** means a condition or term that is added to the standard conditions of parole or probation by either the sending or receiving state.

**“Subsequent receiving state”** means a state to which an offender is transferred that is not the sending state or the original receiving state.

**“Substantial compliance”** means that an offender is sufficiently in compliance with the terms and conditions of his or her supervision so as not to result in initiation of revocation of supervision proceedings by the sending state.

*References:*

*ICAOS Advisory Opinion*

7-2004 [determining “substantial compliance when there are pending charges in a receiving state]

**“Supervision”** means the authority or oversight exercised by supervising authorities of a sending or receiving state over an offender for a period of time determined by a court or releasing authority, during which the offender is required to report to or be monitored by supervising authorities, and includes any condition, qualification, special condition or requirement imposed on the offender at the time of the offender’s release to the community or during the period of supervision in the community.

*References:*

*ICAOS Advisory Opinions*

9-2004 [CSL offenders released to the community under the jurisdiction of the Courts]

8-2004 [Suspended sentence requiring payment of monitored restitution]

3-2005 [Requirement to complete a treatment program as a condition of supervision]

**“Supervision fee”** means a fee collected by the receiving state for the supervision of an offender.

**“Temporary travel permit”** means, for the purposes of Rule 3.108 (b), the written permission granted to an offender, whose supervision has been designated a “victim-sensitive” matter, to travel outside the supervising state for more than 24 hours but no more than 31 days. A temporary travel permit shall include a starting and ending date for travel.

**“Travel permit”** means the written permission granted to an offender authorizing the offender to travel from one state to another.

**“Victim”** means a natural person or the family of a natural person who has incurred direct or threatened physical or psychological harm as a result of an act or omission of an offender.

**“Victim-sensitive”** means a designation made by the sending state in accordance with its definition of “crime victim” under the statutes governing the rights of crime victims in the sending state. The receiving state shall give notice of offender’s movement to the sending state as specified in Rules 3.108 and 3.108-1.

**“Waiver”** means the voluntary relinquishment, in writing, of a known constitutional right or other right, claim or privilege by an offender.

*History: Adopted November 3, 2003; “Compliance” amended October 26, 2004; “Resident” amended October 26, 2004; “Resident family” amended October 26, 2004; “Substantial compliance” adopted October 26, 2004; “Supervision” amended October 26, 2004; “Travel permit” amended September 13, 2005; “Victim” amended September 13, 2005; “Relocate” adopted September 13, 2005; “Compact” adopted September 13, 2005; “Resident” amended September 13, 2005; “Relocate” amended October 4, 2006; “Sex offender” adopted September 26, 2007.*

## **Chapter 2 General Provisions**

### ***Rule 2.101 Involvement of interstate compact offices***

- (a) Acceptance, rejection or termination of supervision of an offender under this compact shall be made only with the involvement and concurrence of a state's compact administrator or the compact administrator's designated deputies.
- (b) All formal written, electronic, and oral communication regarding an offender under this compact shall be made only through the office of a state's compact administrator or the compact administrator's designated deputies.
- (c) Transfer, modification or termination of supervision authority for an offender under this compact may be authorized only with the involvement and concurrence of a state's compact administrator or the compact administrator's designated deputies.
- (d) Violation reports or other notices regarding offenders under this compact shall be transmitted only through direct communication of the compact offices of the sending and receiving states.

***History: Adopted November 3, 2003.***

***Rule 2.102 Data collection and reporting***

- (a) As required by the compact, and as specified by the operational procedures and forms approved by the commission, the states shall gather, maintain and report data regarding the transfer and supervision of offenders supervised under this compact.
- (b)
  - (1) Each state shall report to the commission each month the total number of offenders supervised under the compact in that state.
  - (2) Each state shall report to the commission each month the numbers of offenders transferred to and received from other states in the previous month.
  - (3) Reports required under Rule 2.102 (b)(1) and (2) shall be received by the commission no later than the 15<sup>th</sup> day of each month.
- (c) This Rule will not expire until the Electronic Information System approved by the commission is fully implemented and functional.

***History: Adopted November 3, 2003; amended September 14, 2005.***

**Rule 2.103 Dues formula**

- (a) The commission shall determine the formula to be used in calculating the annual assessments to be paid by states. Public notice of any proposed revision to the approved dues formula shall be given at least 30 days prior to the Commission meeting at which the proposed revision will be considered.
- (b) The commission shall consider the population of the states and the volume of offender transfers between states in determining and adjusting the assessment formula.
- (c) The approved formula and resulting assessments for all member states shall be distributed by the commission to each member state annually.
- (d)
  - (1) The dues formula is the—  
(Population of the state **divided by** Population of the United States) **plus**  
(Number of offenders sent from and received by a state **divided by** Total number of offenders sent from and received by all states) divided by two.
  - (2) The resulting ratios derived from the dues formula in Rule 2.103 (d)(1) shall be used to rank the member states and to determine the appropriate level of dues to be paid by each state under a tiered dues structure approved and adjusted by the Commission at its discretion.

*History: Adopted November 3, 2003.*

**Rule 2.104 Forms**

- (a) States shall use the forms or electronic information system authorized by the commission for all communication regarding offenders between or among states.
- (b) The sending state shall retain the original forms containing the offender's signature until the termination of the offender's term of compact supervision.

*History: Adopted November 3, 2003; amended September 26, 2007*

## **Rule 2.105 Misdemeanants**

- (a) A misdemeanor offender whose sentence includes one year or more of supervision shall be eligible for transfer, provided that all other criteria for transfer, as specified in Rule 3.101, have been satisfied; and the instant offense includes one or more of the following—
- (1) an offense in which a person has incurred direct or threatened physical or psychological harm;
  - (2) an offense that involves the use or possession of a firearm;
  - (3) a second or subsequent misdemeanor offense of driving while impaired by drugs or alcohol;
  - (4) a sexual offense that requires the offender to register as a sex offender in the sending state.

*References:*

*ICAOS Advisory Opinion*

4-2005 [Misdemeanant offender not meeting criteria of 2.105 may be transferred under Rule 3.101-2, discretionary transfer]

7-2006 [There are no exceptions to applicability of (a)(3) based on either the time period between the first and subsequent offense(s) or the jurisdiction in which the convictions occurred.]

16-2006 [If the law of the sending state recognizes the use of an automobile as an element in an assault offense and the offender is so adjudicated, Rule 2.105 (a)(1) applies.]

*History: Adopted November 3, 2003; amended March 12, 2004; amended October 26, 2004.*

***Rule 2.106 Offenders subject to deferred sentences***

Offenders subject to deferred sentences are eligible for transfer of supervision under the same eligibility requirements, terms, and conditions applicable to all other offenders under this compact. Persons subject to supervision pursuant to a pre-trial intervention program, bail, or similar program are not eligible for transfer under the terms and conditions of this compact.

*References:*

*ICAOS Advisory Opinions*

*June 30, 2004* [Determining eligibility should be based on legal actions of a court rather than legal definitions.]

*6-2005* [Deferred prosecution may be equivalent to deferred sentence if a finding or plea of guilt has been entered and all that is left is for the Court to impose sentence.]

*History: Adopted November 3, 2003; amended March 12, 2004; amended October 26, 2004.*

***Rule 2.107 Offenders on furlough, work release***

A person who is released from incarceration under furlough, work-release, or other pre-parole program is not eligible for transfer under the compact.

***History: Adopted November 3, 2003.***

***Rule 2.108 Offenders with disabilities***

A receiving state shall continue to supervise offenders who become mentally ill or exhibit signs of mental illness or who develop a physical disability while supervised in the receiving state.

*History: Adopted November 3, 2003.*

## **Rule 2.109 Adoption of rules; amendment**

Proposed new rules or amendments to the rules shall be adopted by majority vote of the members of the Interstate Commission in the following manner.

- (a) Proposed new rules and amendments to existing rules shall be submitted to the Interstate Commission office for referral to the Rules Committee in the following manner:
  - (1) Any Commissioner may submit a proposed rule or rule amendment for referral to the Rules Committee during the annual Commission meeting. This proposal would be made in the form of a motion and would have to be approved by a majority vote of a quorum of the Commission members present at the meeting.
  - (2) Standing ICAOS Committees may propose rules or rule amendments by a majority vote of that committee.
  - (3) ICAOS Regions may propose rules or rule amendments by a majority vote of members of that region.
- (b) The Rules Committee shall prepare a draft of all proposed rules and provide the draft to all Commissioners for review and comments. All written comments received by the Rules Committee on proposed rules shall be posted on the Commission's website upon receipt. Based on the comments made by the Commissioners the Rules Committee shall prepare a final draft of the proposed rule(s) or amendments for consideration by the Commission not later than the next annual meeting falling in an odd-numbered year.
- (c) Prior to the Commission voting on any proposed rule or amendment, the text of the proposed rule or amendment shall be published by the Rules Committee not later than 30 days prior to the meeting at which vote on the rule is scheduled, on the official web site of the Interstate Commission and in any other official publication that may be designated by the Interstate Commission for the publication of its rules. In addition to the text of the proposed rule or amendment, the reason for the proposed rule shall be provided.
- (d) Each proposed rule or amendment shall state-
  - (1) The place, time, and date of the scheduled public hearing;
  - (2) The manner in which interested persons may submit notice to the Interstate Commission of their intention to attend the public hearing and any written comments; and
  - (3) The name, position, physical and electronic mail address, telephone, and telefax number of the person to whom interested persons may respond with notice of their attendance and written comments.
- (e) Every public hearing shall be conducted in a manner guaranteeing each person who wishes to comment a fair and reasonable opportunity to comment. No transcript of the public hearing is required, unless a written request for a transcript is made, in

which case the person requesting the transcript shall pay for the transcript. A recording may be made in lieu of a transcript under the same terms and conditions as a transcript. This subsection shall not preclude the Interstate Commission from making a transcript or recording of the public hearing if it so chooses.

- (f) Nothing in this section shall be construed as requiring a separate public hearing on each rule. Rules may be grouped for the convenience of the Interstate Commission at public hearings required by this section.
- (g) Following the scheduled public hearing date, the Interstate Commission shall consider all written and oral comments received.
- (h) The Interstate Commission shall, by majority vote of the commissioners, take final action on the proposed rule or amendment by a vote of yes/no. The Commission shall determine the effective date of the rule, if any, based on the rulemaking record and the full text of the rule.
- (i) Not later than sixty days after a rule is adopted, any interested person may file a petition for judicial review of the rule in the United States District Court of the District of Columbia or in the federal district court where the Interstate Commission's principal office is located. If the court finds that the Interstate Commission's action is not supported by substantial evidence, as defined in the federal Administrative Procedures Act, in the rulemaking record, the court shall hold the rule unlawful and set it aside. In the event that a petition for judicial review of a rule is filed against the Interstate Commission by a state, the prevailing party shall be awarded all costs of such litigation, including reasonable attorneys' fees.
- (j) Upon determination that an emergency exists, the Interstate Commission may promulgate an emergency rule that shall become effective immediately upon adoption, provided that the usual rulemaking procedures provided in the compact and in this section shall be retroactively applied to the rule as soon as reasonably possible, in no event later than ninety days after the effective date of the rule. An emergency rule is one that must be made effective immediately in order to-
  - (1) Meet an imminent threat to public health, safety, or welfare;
  - (2) Prevent a loss of federal or state funds;
  - (3) Meet a deadline for the promulgation of an administrative rule that is established by federal law or rule; or
  - (4) Protect human health and the environment.
- (k) The Chair of the Rules Committee may direct revisions to a rule or amendment adopted by the Commission, for purposes of correcting typographical errors, errors in format or grammatical errors. Public notice of any revisions shall be posted on the official web site of the Interstate Commission and in any other official publication that may be designated by the Interstate Commission for the publication of its rules. For a period of 30 days after posting, the revision is subject to challenge by any commissioner. The revision may be challenged only on grounds that the revision

results in a material change to a rule. A challenge shall be made in writing, and delivered to the Executive Director of the Commission, prior to the end of the notice period. If no challenge is made, the revision will take effect without further action. If the revision is challenged, the revision may not take effect without approval of the commission.

*References:*

*ICAOS Advisory Opinion*

*3-2006* [No provisions of the compact contemplates that a proposed rule or rule amendment may be officially voted upon at any point in the rulemaking process by anyone other than the duly appointed Commissioner of each state.]

*History: Adopted November 3, 2003; amended September 13, 2005; amended October 4, 2006; amended September 26, 2007.*

**Rule 2.110 Transfer of offenders under this compact**

- (a) No state shall permit an offender who is eligible for transfer under this compact to relocate to another state except as provided by the Compact and these rules.
- (b) An offender who is not eligible for transfer under this Compact is not subject to these rules and remains subject to the laws and regulations of the state responsible for the offender's supervision.

*References:*

*ICAOS Advisory Opinions*

3-2004 [Offenders relocating to another state shall not be issued travel permits without the permission of the receiving state as provided by ICAOS rules]

9-2006 [States which allow eligible offenders to travel to a receiving state pending an investigation are in violation of Rule 2.110 and Rule 3.102. In such circumstances the receiving state may properly reject the request for transfer]

*History: Adopted November 3, 2003; amended September 13, 2005.*

## **Chapter 3 Transfer of Supervision**

### ***Rule 3.101 Mandatory transfer of supervision***

At the discretion of the sending state, an offender shall be eligible for transfer of supervision to a receiving state under the compact, and the receiving state shall accept transfer, if the offender:

- (a) has more than 90 days or an indefinite period of supervision remaining at the time the sending state transmits the transfer request; and
- (b) has a valid plan of supervision; and
- (c) is in substantial compliance with the terms of supervision in the sending state; and
- (d) is a resident of the receiving state; or
- (e)
  - (1) has resident family in the receiving state who have indicated a willingness and ability to assist as specified in the plan of supervision; and
  - (2) can obtain employment in the receiving state or has means of support.

*References:*

*ICAOS Advisory Opinions*

- 7-2004 [While a sending state controls the decision of whether or not to transfer an offender under the Compact, the receiving state has no discretion as to whether or not to accept the case as long as the offender satisfies the criteria provided in this rule]
- 9-2004 [Upon proper application and documentation for verification of mandatory criteria of Rule 3.101, CSL offenders are subject to supervision under the Compact]
- 7-2005 [All mandatory transfers are subject to the requirement that they be pursuant to a “valid plan of supervision”]
- 8-2005 [The sending state determines if an offender is in substantial compliance. If a sending state has taken no action on outstanding warrants or pending charges the offender is considered to be in substantial compliance]
- 13-2006 [An undocumented immigrant who meets the definition of “offender” and seeks transfer under the Compact is subject to its jurisdiction and would not be a per se disqualification as long as the immigrant establishes the prerequisites of Rule 3.101 have been satisfied]
- 15-2006 [There is no obligation of the sending state to retake when requirements of 3.101 are no longer met]
- 2-2007 [A receiving state is not authorized to deny a transfer of an offender based solely on the fact that the offender intends to reside in Section 8 housing]

*History: Adopted November 3, 2003; amended October 26, 2004; amended September 13, 2005; amended October 4, 2006; amended September 26, 2007.*

***Rule 3.101-1 Mandatory transfers of military, families of military, and family members employed***

- (a) *Transfers of military members-* An offender who is a member of the military and has been deployed by the military to another state, shall be eligible for reporting instructions and transfer of supervision. The receiving state shall issue reporting instructions no later than two business days following receipt of such a request from the sending state.
  
- (b) *Transfer of offenders who live with family who are members of the military-* An offender who meets the criteria specified in Rules 3.101 (a), (b), & (c) and (e)(2) and who lives with a family member who has been deployed to another state, shall be eligible for reporting instructions and transfer of supervision, provided that the offender will live with the military member in the receiving state. The receiving state shall issue reporting instructions no later than two business days following receipt of such a request from the sending state.
  
- (c) *Employment transfer of family member to another state-* An offender who meets the criteria specified in Rules 3.101 (a), (b), & (c) and (e)(2) and whose family member, with whom he or she resides, is transferred to another state by their full-time employer, shall be eligible for reporting instructions and transfer of supervision, provided that the offender will live with the family member in the receiving state. The receiving state shall issue reporting instructions no later than two business days following receipt of such a request from the sending state.

*History: Adopted September 13, 2005; amended October 4, 2006; amended September 26, 2007.*

***Rule 3.101-2 Discretionary transfer of supervision***

- (a) A sending state may request transfer of supervision of an offender who does not meet the eligibility requirements in Rule 3.101.
- (b) The sending state must provide sufficient documentation to justify the requested transfer.
- (c) The receiving state shall have the discretion to accept or reject the transfer of supervision in a manner consistent with the purpose of the compact.

*References:*

*ICAOS Advisory Opinions*

4-2005 [Offenders not eligible for transfer under the provisions of Rule 2.105 and Rule 3.101 are eligible for transfer of supervision as a discretionary transfer]

8-2006 [Special condition(s) imposed on discretionary cases may result in retaking if the offender fails to fulfill requirements of the condition(s)]

*History: Adopted September 13, 2005.*

**Rule 3.101-3 Transfer of supervision of sex offenders**

- (a) *Eligibility for Transfer*-At the discretion of the sending state a sex offender shall be eligible for transfer to a receiving state under the Compact rules. A sex offender shall not be allowed to leave the sending state until the sending state's request for transfer of supervision has been approved, or reporting instructions have been issued, by the receiving state. In addition to the other provisions of Chapter 3 of these rules, the following criteria will apply.
- (b) *Application for Transfer*-In addition to the information required in an application for transfer pursuant to Rule 3.107, in an application for transfer of supervision of a sex offender the sending state shall provide the following information, if available, to assist the receiving state in supervising the offender:
- (1) assessment information, including sex offender specific assessments;
  - (2) social history;
  - (3) information relevant to the sex offender's criminal sexual behavior;
  - (4) law enforcement report that provides specific details of sex offense;
  - (5) victim information
    - (A) the name, sex, age and relationship to the offender;
    - (B) the statement of the victim or victim's representative;
  - (6) the sending state's current or recommended supervision and treatment plan.
- (c) *Reporting instructions for sex offenders living in the receiving state at the time of sentencing*-Rule 3.103 applies to the transfer of sex offenders, except for the following:
- (1) The receiving state shall have five business days to review the proposed residence to ensure compliance with local policies or laws prior to issuing reporting instruction. If the proposed residence is invalid due to existing state law or policy, the receiving state may deny reporting instructions.
  - (2) No travel permit shall be granted by the sending state until reporting instructions are issued by the receiving state.

**History:** *Adopted September 26, 2007; editorial change effective February 17, 2008*

**Rule 3.102 Submission of transfer request to a receiving state**

- (a) Subject to the exceptions in Rule 3.103 and 3.106, a sending state seeking to transfer supervision of an offender to another state shall submit a completed transfer request with all required information to the receiving state prior to allowing the offender to leave the sending state.
- (b) Subject to the exceptions in Rule 3.103 and 3.106, the sending state shall not allow the offender to travel to the receiving state until the receiving state has replied to the transfer request.

*References:*

*ICAOS Advisory Opinions*

3-2004 [Once an application has been made under the Compact, an offender may not travel to the receiving state without the receiving state's permission]

9-2006 [States which allow eligible offenders to travel to a receiving state, without the receiving state's permission, are in violation of Rule 2.110 and 3.102. In such circumstances, the receiving state can properly reject the request for transfer of such an offender]

*History: Adopted November 4, 2003; amended September 26, 2007.*

**Rule 3.103 Reporting instructions; offender living in the receiving state at the time of sentencing**

- (a)
  - (1) A reporting instructions request for an offender who was living in the receiving state at the time of sentencing shall be submitted by the sending state within seven calendar days of the sentencing date or release from incarceration to probation supervision. The sending state may grant a seven day travel permit to an offender who was living in the receiving state at the time of sentencing. Prior to granting a travel permit to an offender, the sending state shall verify that the offender is living in the receiving state.
  - (2) The receiving state shall issue reporting instructions no later than two business days following receipt of such a request from the sending state.
  - (3) The sending state shall ensure that the offender sign all forms requiring the offender's signature under Rule 3.107 prior to granting a travel permit to the offender. Upon request from the receiving state the sending state shall transmit all signed forms within 5 business days.
  - (4) The sending state shall transmit a departure notice to the receiving state per Rule 4.105.
  - (5) This section is applicable to offenders incarcerated for 6 months or less and released to probation supervision.
- (b) The sending state retains supervisory responsibility until the offender's arrival in the receiving state.
- (c) A receiving state shall assume responsibility for supervision of an offender who is granted reporting instructions upon the offender's arrival in the receiving state. The receiving state shall submit an arrival notice to the sending state per Rule 4.105.
- (d) A sending state shall transmit a completed transfer request for an offender granted reporting instructions no later than 15 calendar days following the granting to the offender of the reporting instructions.
- (e)
  - (1) If the receiving state rejects the transfer request for an offender granted reporting instructions, or if the sending state fails to send a completed transfer request by the 15th calendar day following the granting of reporting instructions, the sending state shall, upon receiving notice of rejection or upon failure to timely send a required transfer request, direct the offender to return to the sending state within 15 calendar days of receiving notice of rejection or failure to send a transfer request. The receiving state retains authority to supervise the offender until the offender's directed departure date from the receiving state or issuance of the sending state's warrant.
  - (2) If the offender does not return to the sending state, as ordered, the sending state shall initiate the retaking of the offender by issuing a warrant that is effective in

all states without limitation as to specific geographic area, no later than 10 calendar days following the offender's failure to appear in the sending state.

*References:*

*ICAOS Advisory Opinions*

3-2004 [Rule 3.103 provides an exemption to 3.102 allowing for certain offenders to obtain reporting instructions pending a reply to a transfer request]

1-2006 [Rule 3.103 is not applicable to offenders released to supervision from prison]

3-2007 [If the investigation has not been completed, reporting instructions are required to be issued as provided in Rule 3.103(a). Upon completion of investigation, if the receiving state subsequently denies the transfer on the same basis or upon failure to satisfy any of the other requirements of Rule 3.101, the provisions of Rule 3.103(e)(1) and (2) clearly require the offender to return to the sending state or be retaken upon issuance of a warrant]

*History: Adopted November 4, 2003; amended October 26, 2004; amended October 4, 2006; amended September 26, 2007; editorial change effective February 17, 2008*

**Rule 3.104 Time allowed for investigation by receiving state**

- (a) A receiving state shall complete investigation and respond to a sending state's request for an offender's transfer of supervision no later than the 45<sup>th</sup> calendar day following receipt of a completed transfer request in the receiving state's compact office. Receipt of completed transfer request shall be presumed to occur by the fifth business day following transmission.
- (b)
- (1) If a receiving state determines that an offender transfer request is incomplete, the receiving state shall notify the sending state of that determination and the nature of the incompleteness no later than five business days following receipt of the transfer request by the receiving state.
  - (2) A sending state that has been notified of an incomplete transfer request shall, within five business days following receipt of notice of incompleteness, remedy the incompleteness by providing the missing material or demonstrating good cause why the incompleteness cannot be remedied within five business days, which the receiving state shall consider. Receipt by the sending state of notice of an incomplete transfer request shall be presumed to occur by the fifth business day following transmission by the receiving state.
  - (3) The 45-calendar-day period for investigation of and response to a sending state's request for transfer of an offender's supervision shall be suspended until the sending state supplies the missing material in the transfer request.

*References:*

*ICAOS Advisory Opinion*

5-2006 [45 calendar days is the maximum time the receiving state has under the rules to respond to a sending state's request for transfer]

*History: Adopted November 4, 2003; amended October 26, 2004; amended September 13, 2005 (to be effective upon the implementation of electronic system; date to be determined by Executive Committee).*

**Rule 3.104-1 Acceptance of offender; issuance of reporting instructions**

- (a) If a receiving state accepts transfer of the offender, the receiving state's acceptance shall include reporting instructions.
- (b) Upon notice of acceptance of transfer by the receiving state, the sending state shall issue a travel permit to the offender and notify the receiving state of the offender's departure as required under Rule 4.105.
- (c) An acceptance by the receiving state shall be valid for 120 calendar days. If the sending state has not sent a Departure Notice to the receiving state in that time frame, the receiving state may withdraw its acceptance and close interest in the case.

*History: Adopted October 26, 2004; amended September 13, 2005; amended October 4, 2006.*

**Rule 3.105 Request for transfer of a paroling offender**

- (a) A sending state shall submit a completed request for transfer of a paroling offender to a receiving state no earlier than 120 days prior to the offender's planned prison release date.
- (b) A sending state shall notify a receiving state of the offender's date of release from prison or if recommendation for parole of the offender has been withdrawn or denied.
- (c)
  - (1) A receiving state may withdraw its acceptance of the transfer request if the offender does not report to the receiving state by the fifth calendar day following the offender's intended date of departure from the sending state.
  - (2) A receiving state that withdraws its acceptance under Rule 3.105 (c) (1) shall immediately notify the sending state.
  - (3) Following withdrawal of the receiving state's acceptance, a sending state must resubmit a request for transfer of supervision of a paroling offender in the same manner as required in Rule 3.105 (a).

*References:*

*ICAOS Advisory Opinion*

5-2005 [A sending state must notify a receiving state if a parolee's release date has been withdrawn or denied]

*History: Adopted November 4, 2003.*

**Rule 3.106 Request for expedited reporting instructions**

- (a)
- (1) A sending state may request that a receiving state agree to expedited reporting instructions for an offender if the sending state believes that emergency circumstances exist and the receiving state agrees with that determination. If the receiving state does not agree with that determination, the offender shall not proceed to the receiving state until an acceptance is received under Rule 3.104-1.
  - (2)
    - (A) A receiving state shall provide a response for expedited reporting instructions to the sending state no later than two business days following receipt of such a request. The sending state shall transmit a departure notice to the receiving state upon the offender's departure.
    - (B) The sending state shall ensure that the offender signs all forms requiring the offender's signature under Rule 3.107 prior to granting reporting instructions to the offender. Upon request from the receiving state the sending state shall transmit all signed forms within 5 business days.
- (b) A receiving state shall assume responsibility for supervision of an offender who is granted reporting instructions during the investigation of the offender's plan of supervision upon the offender's arrival in the receiving state. The receiving state shall submit an arrival notice to the sending state per Rule 4.105.
- (c) A sending state shall transmit a completed transfer request for an offender granted reporting instructions no later than the seventh calendar day following the granting to the offender of the reporting instructions.
- (d)
- (1) If the receiving state rejects the transfer request for an offender granted reporting instructions, or if the sending state fails to send a completed transfer request by the seventh calendar day following the granting of reporting instructions, the sending state shall, upon receiving notice of rejection or upon failure to timely send a required transfer request, direct the offender to return to the sending state within 15 calendar days of receiving notice of rejection or failure to send a transfer request. The receiving state retains authority to supervise the offender until the offender's directed departure date from the receiving state or issuance of the sending state's warrant.
  - (2) If the offender does not return to the sending state as ordered, the sending state shall initiate the retaking of the offender by issuing a warrant that is effective in all states without limitation as to specific geographic area, no later than 10 calendar days following the offender's failure to appear in the sending state.

*History: Adopted November 4, 2003; amended October 26, 2004; amended October 4, 2006; amended September 26, 2007.*

**Rule 3.107 Application for transfer of supervision**

An application for transfer of supervision of an offender shall contain-

- (a) offender's full name and any aliases by which the offender is known;
- (b) indication of whether the offender seeks transfer to the receiving state based on residency in the receiving state, family residing in the receiving state, or consent of the receiving state;
- (c) name, address, and telephone number of family in the receiving state if the offender bases the transfer request on family's residency in the receiving state;
- (d) offender's proposed residence in the receiving state;
- (e) offender's current or prospective employer in the receiving state;
- (f) offender's criminal justice identification number in the sending state;
- (g) offender's date of birth;
- (h) offender's social security number, if known;
- (i) county of conviction or imposition of supervision;
- (j) indication of the type of criminal justice supervision to which the offender has been sentenced;
- (k) instant offense in sufficient detail to describe the type and severity of offense and whether the charge has been reduced at the time of imposition of sentence;
- (l) offender's criminal history;
- (m) notice, if applicable, indicating that the supervision of the offender is a victim-sensitive matter;
- (n) date supervision is to begin, if known;
- (o) date supervision is to terminate, if known;
- (p) name and title of supervising officer;
- (q) copy of the original signed "Offender Application for Interstate Compact Transfer" form, which shall include "Agreement to Return on Demand of the sending state" and "Waiver of Extradition";
- (r) photograph of offender;

*Interstate Commission for Adult Offender Supervision Rules Effective January 1, 2008*

- (s) conditions of supervision;
- (t) any orders restricting the offender's contact with victims or any other person;
- (u) any known orders protecting the offender from contact with any other person;
- (v) information as to whether the offender is subject to sex offender registry requirements in the sending state along with supportive documentation;
- (w) judgment and commitment documents;
- (x) pre-sentence investigation report, if available;
- (y) supervision history, if available;
- (z) information relating to any court-ordered financial obligations, including but not limited to, fines, court costs, restitution, and family support; the balance that is owed by the offender on each; and the address of the office to which payment must be made.
- (aa) medical information, if available; and
- (bb) psychological evaluation, if available.

*References:*

*ICAOS Advisory Opinions*

1-2005 [Criminal history information obtained from NCIC can and should be attached pursuant to compact rules with the transfer request application, *See* FBI letter from the CJIS division dated December 29, 2004]

5-2005 [For paroling offenders a release date is to be required for the transfer application]

*History: Adopted November 4, 2003; amended October 26, 2004; amended September 13, 2005 (to be effective upon the implementation of electronic system; date to be determined by Executive Committee); amended September 26, 2007.*

**Rule 3.108 Victim notification**

- (a) *Notification to victims upon transfer of offenders-* Within one business day of the issuance of reporting instructions or acceptance of transfer by the receiving state, the sending state shall initiate notification procedures of the transfer of supervision of the offender in accordance with its own laws to known victims in the sending state, and the receiving state shall initiate notification procedures of the transfer of supervision of the offender in accordance with its own laws to victims in the receiving state.
- (b) *Notification to victims upon violation by offender or other change in status-*
- (1) The receiving state is responsible for reporting information to the sending state when an offender-
    - (A) Commits a significant violation;
    - (B) Changes address;
    - (C) Returns to the sending state where an offender's victim resides;
    - (D) Departs the receiving state under an approved plan of supervision in a subsequent receiving state; or
    - (E) Is issued a temporary travel permit where supervision of the offender has been designated a victim-sensitive matter.
  - (2) Both the sending state and the receiving state shall notify known victims in their respective states of this information in accordance with their own laws or procedures.
- (c) The receiving state shall respond to requests for offender information from the sending state no later than the fifth business day following the receipt of the request.

*History: Adopted November 4, 2003.*

**Rule 3.108-1 Victims' right to be heard and comment**

- (a) When an offender submits a request to transfer to a receiving state or a subsequent receiving state, or to return to a sending state, the victim notification authority in the sending state shall, at the time of notification to the victim as required in Rule 3.108 (a), inform victims of the offender of their right to be heard and comment. Victims of the offender have the right to be heard regarding their concerns relating to the transfer request for their safety and family members' safety. Victims have the right to contact the sending state's interstate compact office at any time by telephone, telefax, or conventional or electronic mail regarding their concerns relating to the transfer request for their safety and family members' safety. The victim notification authority in the sending state shall provide victims of the offender with information regarding how to respond and be heard if the victim chooses.
- (b)
  - (1) Victims shall have ten business days from receipt of notice required in Rule 3.108-1 (a) to respond to the sending state. Receipt of notice shall be presumed to have occurred by the fifth business day following its sending.
  - (2) The receiving state shall continue to investigate the transfer request while awaiting response from the victim.
- (c) Upon receipt of the comments from victims of the offender, the sending state shall consider comments regarding their concerns relating to the transfer request for their safety and family members' safety. Victims' comments shall be confidential and shall not be disclosed to the public. The sending state or receiving state may impose special conditions of supervision on the offender, if the safety of the offender's victims or family members of victims is deemed to be at risk by the approval of the offender's request for transfer.
- (d) The sending state shall respond to the victim no later than five business days following receipt of victims' comments, indicating how victims' concerns will be addressed when transferring supervision of the offender.

*History: Adopted November 4, 2003.*

**Rule 3.109 Waiver of extradition**

- (a) An offender applying for interstate supervision shall execute, at the time of application for transfer, a waiver of extradition from any state to which the offender may abscond while under supervision in the receiving state.
- (b) States that are party to this compact waive all legal requirements to extradition of offenders who are fugitives from justice.

*References:*

*ICAOS Advisory Opinion*

2-2005 [In seeking a compact transfer of supervision, the offender accepts that a sending state can retake them at anytime and that formal extradition hearings would not be required]

*History: Adopted November 4, 2003.*

## **Chapter 4 Supervision in Receiving State**

### ***Rule 4.101 Manner and degree of supervision in receiving state***

A receiving state shall supervise an offender transferred under the interstate compact in a manner determined by the receiving state and consistent with the supervision of other similar offenders sentenced in the receiving state.

*References:*

*ICAOS Advisory Opinions*

2-2005 [Out of state offenders can be arrested and detained for failure to comply with conditions of probation if such a failure would have resulted in an arrest of a similar situated in-state offender]

5-2006 [This rule does not permit a state to impose the establishment of sex offender risk level or community notification on offenders transferred under the Compact if the receiving state does not impose these same requirements on its own offenders]

1-2007 [This rule does not permit the receiving state to provide no supervision and at a minimum the rules of the Compact contemplate that such an offender will be under some supervision for the duration of the conditions placed upon the offender by the sending state under Rule 4.102]

*History: Adopted November 4, 2003.*

***Rule 4.102 Duration of supervision in the receiving state***

A receiving state shall supervise an offender transferred under the interstate compact for a length of time determined by the sending state.

***History: Adopted November 4, 2003.***

**Rule 4.103 Special conditions**

- (a) At the time of acceptance or during the term of supervision, the compact administrator or supervising authority in the receiving state may impose a special condition on an offender transferred under the interstate compact if that special condition would have been imposed on the offender if sentence had been imposed in the receiving state.
- (b) A receiving state shall notify a sending state that it intends to impose or has imposed a special condition on the offender, the nature of the special condition, and the purpose.
- (c) A sending state shall inform the receiving state of any special conditions to which the offender is subject at the time the request for transfer is made or at any time thereafter.
- (d) A receiving state that is unable to enforce a special condition imposed in the sending state shall notify the sending state of its inability to enforce a special condition at the time of request for transfer of supervision is made.

*References:*

*ICAOS Advisory Opinion*

2-2005 [In seeking a compact transfer of supervision, the offender accepts that a sending state can retake them at anytime and that formal extradition hearings would not be required and that he or she is subject to the same type of supervision afforded to other offenders in the receiving state.....The receiving state can even add additional requirements on an offender as a condition of transfer.]

*History: Adopted November 4, 2003; amended September 13, 2005.*

***Rule 4.103-1 Effect of special conditions or requirements***

For purposes of revocation or other punitive action against an offender, the probation or paroling authority of a sending state shall give the same effect to a violation of special conditions or requirement imposed by a receiving state as if those conditions or requirement had been imposed by the sending state. Failure of an offender to comply with special conditions or additional requirements imposed by a receiving state shall form the basis of punitive action in the sending state notwithstanding the absence of such conditions or requirements in the original plan of supervision issued by the sending state. For purposes of this rule, the original plan of supervision shall include, but not be limited to, any court orders setting forth the terms and conditions of probation, any orders incorporating a plan of supervision by reference, or any orders or directives of the paroling or probation authority.

*History: Adopted October 26, 2004; amended October 4, 2006.*

***Rule 4.104 Offender registration or DNA testing in receiving or sending state***

A receiving state shall require that an offender transferred under the interstate compact comply with any offender registration and DNA testing requirements in accordance with the laws or policies of the receiving state and shall assist the sending state to ensure DNA testing requirements and offender registration requirements of a sending state are fulfilled.

*History: Adopted November 4, 2003; amended September 26, 2007.*

**Rule 4.105 Arrival and departure notifications; withdrawal of reporting instructions**

- (a) *Departure notifications*-At the time of an offender's departure from any state pursuant to a transfer of supervision or the granting of a travel permit, the state from which the offender departs shall notify the intended receiving state, and, if applicable, the sending state, by telephone, electronic mail or telefax of the date and time of the offender's intended departure and the date by which the offender has been instructed to arrive.
- (b) *Arrival notifications*-At the time of an offender's arrival in any state pursuant to a transfer of supervision or the granting of a travel permit, or upon the failure of an offender to arrive as instructed, the intended receiving state shall immediately notify the state from which the offender departed, and, if applicable, the sending state, by telephone, electronic mail or telefax of the offender's arrival or failure to arrive.
- (c) A receiving state may withdraw its reporting instructions if the offender does not report to the receiving state as directed in the reporting instructions.
- (d) A receiving state that withdraws its reporting instructions or subsequently determines that an offender granted a travel permit has absconded, shall immediately notify the sending state.

*History: Adopted November 4, 2003; amended September 13, 2005 (to be effective upon the implementation of electronic system; date to be determined by Executive Committee).*

**Rule 4.106 Progress reports**

- (a) A receiving state shall provide to the sending state a progress report annually, or more frequently, upon the request of the sending state, for good cause shown.
  
- (b) A progress report shall include-
  - (1) offender's name;
  - (2) offender's residence address;
  - (3) offender's telephone number and electronic mail address;
  - (4) name and address of offender's employer;
  - (5) supervising officer's summary of offender's conduct, progress and attitude, and compliance with conditions of supervision;
  - (6) programs of treatment attempted and completed by the offender;
  - (7) information about any sanctions that have been imposed on the offender since the previous progress report;
  - (8) supervising officer's recommendation;
  - (9) any other information requested by the sending state that is available in the receiving state.

*History: Adopted November 4, 2003; amended October 26, 2004.*

**Rule 4.107 Fees**

- (a) *Application fee*-A sending state may impose a fee for each transfer application prepared for an offender.
- (b) *Supervision fee*-
  - (1) A receiving state may impose a reasonable supervision fee on an offender whom the state accepts for supervision, which shall not be greater than the fee charged to the state's own offenders.
  - (2) A sending state shall not impose a supervision fee on an offender whose supervision has been transferred to a receiving state.

*References:*

*ICAOS Advisory Opinions*

2-2006 [The sending state is prohibited from imposing a supervision fee once the offender has been transferred under the Compact]

14-2006[A fee imposed by a sending state for purposes of defraying costs for sex offender registration and victim notification, not appearing to fit criteria of a "supervision fee," may be collected on Compact offenders at a sending state's responsibility]

*History: Adopted November 4, 2003.*

**Rule 4.108 Collection of restitution, fines and other costs**

- (a) A sending state is responsible for collecting all fines, family support, restitution, court costs, or other financial obligations imposed by the sending state on the offender.
- (b) Upon notice by the sending state that the offender is not complying with family support and restitution obligations, and financial obligations as set forth in subsection (a), the receiving state shall notify the offender that the offender is in violation of the conditions of supervision and must comply. The receiving state shall inform the offender of the address to which payments are to be sent.

*References:*

*ICAOS Advisory Opinion*

14-2006[A fee imposed by a sending state for purposes of defraying costs for sex offender registration and victim notification, not appearing to fit criteria of a “supervision fee,” may be collected on Compact offenders at a sending state’s responsibility. A receiving state would be obligated for notifying the offender to comply with such financial responsibility under Rule 4.108 (b)]

*History: Adopted November 4, 2003.*

**Rule 4.109 Violation reports**

- (a) A receiving state shall notify a sending state of significant violations of conditions of supervision by an offender within 30 calendar days of discovery of the violation.
- (b) A violation report shall contain-
  - (1) offender's name and location;
  - (2) offender's state-issued identifying numbers;
  - (3) date of the offense or infraction that forms the basis of the violation;
  - (4) description of the offense or infraction;
  - (5) status and disposition, if any, of offense or infraction;
  - (6) dates and descriptions of any previous violations;
  - (7) receiving state's recommendation of actions sending state may take;
  - (8) name and title of the officer making the report; and
  - (9) if the offender has absconded, the offender's last known address and telephone number, name and address of the offender's employer, and the date of the offender's last personal contact with the supervising officer and details regarding how the supervising officer determined the offender to be an absconder.
  - (10) Supporting documentation regarding the violation including but not limited to police reports, toxicology reports, and preliminary findings.
- (c)
  - (1) The sending state shall respond to a report of a violation made by the receiving state no later than ten business days following receipt by the sending state. Receipt of a violation report shall be presumed to have occurred by the fifth business day following its transmission by the receiving state;
  - (2) The response by the sending state shall include action to be taken by the sending state and the date by which that action will begin and its estimated completion date.
  - (3) A sending state shall, upon receipt of an absconder violation report and case closure, issue a warrant for the offender that is effective in all states without limit as to specific geographic area.
  - (4) If an offender who has absconded is apprehended on a sending state's warrant within the jurisdiction of the receiving state that issued the violation report and case closure, the receiving state shall, upon request by the sending state, conduct a probable cause hearing as provided in Rule 5.108 (d) and (e) unless waived as provided in Rule 5.108 (b).

*History: Adopted November 4, 2003; amended September 26, 2007.*

**Rule 4.109-1 Authority to arrest and detain**

An offender in violation of the terms and conditions of supervision may be taken into custody or continued in custody by the receiving state.

*History: Adopted October 4, 2006.*

*References:*

*ICAOS Advisory Opinion*

17-2006[Each state should determine the extent to which authority is vested in parole and probation officers as well as other law enforcement and peace officers to effect such an arrest, including the need for a warrant.]

**Rule 4.110 Transfer to a subsequent receiving state**

- (a) At the request of an offender for transfer to a subsequent receiving state, and with the approval of the sending state, the sending state shall prepare and transmit a request for transfer to the subsequent state in the same manner as an initial request for transfer is made.
- (b) The receiving state shall assist the sending state in acquiring the offender's signature on the "Application for Interstate Compact Transfer," and any other forms that may be required under Rule 3.107, and shall transmit these forms to the sending state.
- (c) The receiving state shall submit a statement to the sending state summarizing the offender's progress under supervision.
- (d) The receiving state shall issue a travel permit to the offender when the sending state informs the receiving state that the offender's transfer to the subsequent receiving state has been approved.
- (e) Notification of offender's departure and arrival shall be made as required under Rule 4.105.
- (f) Acceptance of the offender's transfer of supervision by a subsequent state and issuance of reporting instructions to the offender terminate the receiving state's supervisory obligations for the offender.

*History: Adopted November 4, 2003; amended October 26, 2004; amended September 13, 2005 (to be effective upon the implementation of electronic system; date to be determined by Executive Committee) amended September 26, 2007.*

**Rule 4.111 Return to the sending state**

- (a) Upon an offender's request to return to the sending state, the receiving state shall request reporting instructions, unless the offender is under active criminal investigation or is charged with a subsequent criminal offense in the receiving state. The offender shall remain in the receiving state until receipt of reporting instructions.
- (b) Except as provided in subsection (c), the sending state shall grant the request and provide reporting instructions no later than two business days following receipt of the request for reporting instructions from the receiving state.
- (c) In a victim sensitive case, the sending state shall not provide reporting instructions until the provisions of Rule 3.108-1 have been followed.
- (d) A receiving state shall notify the sending state as required in Rule 4.105 (a).

*History: Adopted November 4, 2003; amended October 26, 2004; amended September 26, 2007.*

**Rule 4.112 Closing of supervision by the receiving state**

- (a) The receiving state may close its supervision of an offender and cease supervision upon-
  - (1) The date of discharge indicated for the offender at the time of application for supervision unless informed of an earlier or later date by the sending state;
  - (2) Notification to the sending state of the absconding of the offender from supervision in the receiving state;
  - (3) Notification to the sending state that the offender has been sentenced to incarceration for 180 days or longer, including judgment and sentencing documents and information about the offender's location;
  - (4) Notification of death; or
  - (5) Return to sending state.
  
- (b) A receiving state shall not terminate its supervision of an offender while the sending state is in the process of retaking the offender under Rule 5.101.
  
- (c) At the time a receiving state closes supervision, a case closure notice shall be provided to the sending state which shall include last known address and employment.

*References:*

*ICAOS Advisory Opinion*

11-2006[A receiving state closing supervision interest, does not preclude the jurisdiction of the Compact except for cases where the original term of supervision has expired]

*History: Adopted November 4, 2003; amended October 26, 2004; amended September 26, 2007.*

## **Chapter 5 Retaking**

### ***Rule 5.101 Retaking by the sending state***

- (a) Except as required in Rules 5.102 and 5.103, at its sole discretion, a sending state may retake an offender, unless the offender has been charged with a subsequent criminal offense in the receiving state.
- (b) If the offender has been charged with a subsequent criminal offense in the receiving state, the offender shall not be retaken without the consent of the receiving state, or until criminal charges have been dismissed, sentence has been satisfied, or the offender has been released to supervision for the subsequent offense.

*References:*

*ICAOS Advisory Opinion*

*12-2006*[Neither the time frame nor the means by which the retaking of the offender shall occur as outlined in Rule 5.101 (a) are provided]

*History: Adopted November 4, 2003; amended September 26, 2007.*

**Rule 5.102 Mandatory retaking for a new felony conviction**

Upon a request from the receiving state, a sending state shall retake or order the return of an offender from the receiving state or a subsequent receiving state upon the offender's conviction for a new felony offense and-

- (a) completion of a term of incarceration for that conviction; or
- (b) placement under supervision for that felony offense.

If the offender does not return to the sending state as ordered, then the sending state shall issue a warrant that is effective in all compact member states, without limitation as to specific geographic area, no later than 10 calendar days following the offender's failure to appear in the sending state.

*History: Adopted November 4, 2003; amended October 26, 2004; amended October 4, 2006; amended September 26, 2007.*

**Rule 5.103 Mandatory retaking for violation of conditions of supervision**

- (a) Upon a request by the receiving state and a showing that the offender has committed three or more significant violations arising from separate incidents that establish a pattern of non-compliance of the conditions of supervision, a sending state shall retake or order the return of an offender from the receiving state or a subsequent receiving state.
  
- (b) If the offender does not return to the sending state as ordered, then the sending state shall issue a warrant that is effective in all compact member states, without limitation as to specific geographic area, no later than 10 calendar days following the offender's failure to appear in the sending state.

*References:*

*ICAOS Advisory Opinions*

2-2005 [An out of state offender may be arrested and detained by a receiving state who are subject to retaking based on violations of supervision, *See* Rule 4.109-1]

10-2006 [Offenders transferred prior to the adoption of ICAOS rules August 1, 2004 may be retaken under the current rules if one of the significant violations occurred after August 1, 2004]

4-2007 [It is unreasonable to assume the subsequent application of Rule 5.103 (a) to include violations occurring prior to an application being accepted as a basis to require retaking]

*History: Adopted November 4, 2003; amended October 4, 2006; amended September 26, 2007.*

***Rule 5.104 Cost of retaking an offender***

A sending state shall be responsible for the cost of retaking the offender.

*History: Adopted November 4, 2003.*

***Rule 5.105 Time allowed for retaking an offender***

A sending state shall retake an offender within 30 calendar days after the decision to retake has been made or upon release of the offender from incarceration in the receiving state.

*History: Adopted November 4, 2003.*

***Rule 5.106 Cost of incarceration in receiving state***

A receiving state shall be responsible for the cost of detaining the offender in the receiving state pending the offender's retaking by the sending state.

***History: Adopted November 4, 2003.***

***Rule 5.107 Officers retaking an offender***

- (a) Officers authorized under the law of a sending state may enter a state where the offender is found and apprehend and retake the offender, subject to this compact, its rules, and due process requirements.
- (b) The sending state shall be required to establish the authority of the officer and the identity of the offender to be retaken.

***History: Adopted November 4, 2003.***

**Rule 5.108 Probable cause hearing in receiving state**

- (a) An offender subject to retaking for violation of conditions of supervision that may result in a revocation shall be afforded the opportunity for a probable cause hearing before a neutral and detached hearing officer in or reasonably near the place where the alleged violation occurred.
- (b) No waiver of a probable cause hearing shall be accepted unless accompanied by an admission by the offender to one or more significant violations of the terms or conditions of supervision.
- (c) A copy of a judgment of conviction regarding the conviction of a new felony offense by the offender shall be deemed conclusive proof that an offender may be retaken by a sending state without the need for further proceedings.
- (d) The offender shall be entitled to the following rights at the probable cause hearing:
  - (1) Written notice of the alleged violation(s);
  - (2) Disclosure of non-privileged or non-confidential evidence regarding the alleged violation(s);
  - (3) The opportunity to be heard in person and to present witnesses and documentary evidence relevant to the alleged violation(s);
  - (4) The opportunity to confront and cross-examine adverse witnesses, unless the hearing officer determines that a risk of harm to a witness exists.
- (e) The receiving state shall prepare and submit to the sending state a written report within 10 business days of the hearing that identifies the time, date and location of the hearing; lists the parties present at the hearing; and includes a clear and concise summary of the testimony taken and the evidence relied upon in rendering the decision. Any evidence or record generated during a probable cause hearing shall be forwarded to the sending state.
- (f) If the hearing officer determines that there is probable cause to believe that the offender has committed the alleged violations of conditions of supervision, the receiving state shall hold the offender in custody, and the sending state shall, within 15 business days of receipt of the hearing officer's report, notify the receiving state of the decision to retake or other action to be taken.
- (g) If probable cause is not established, the receiving state shall:
  - (1) Continue supervision if the offender is not in custody.
  - (2) Notify the sending state to vacate the warrant, and continue supervision upon release if the offender is in custody on the sending state's warrant.
  - (3) Vacate the receiving state's warrant and release the offender back to supervision within 24 hours of the hearing if the offender is in custody.

*References:*

*ICAOS Advisory Opinion*

2-2005 [Although Rule 5.108 requires that a probable cause hearing take place for an offender subject to retaking for violations of conditions that may result in revocation as outlined in subsection (a), allegations of due process violations in the actual revocation of probation or parole are matters addressed during proceedings in the sending state after the offender's return]

17-2006 [Each state should determine the extent to which authority is vested in parole and probation officers as well as other law enforcement and peace officers to effect such an arrest, including the need for a warrant.]

[\*Gagnon v. Scarpelli\*, 411 U.S. 778 \(1973\)](#)

*Ogden v. Klundt*, 550 P.2d 36, 39 (Wash. Ct. App. 1976)

See, *People ex rel. Crawford v. State*, 329 N.Y.S.2d 739 (N.Y. 1972)

*State ex rel. Nagy v. Alvis*, 90 N.E.2d 582 (Ohio 1950)

*State ex rel. Reddin v. Meekma*, 306 N.W.2d 664 (Wis. 1981)

*Bills v. Shulsen*, 700 P.2d 317 (Utah 1985)

*California v. Crump*, 433 A.2d 791 (N.J. Super. Ct. App. Div. 1981)

*California v. Crump*, 433 A.2d at 794, *Fisher v. Crist*, 594 P.2d 1140 (Mont. 1979)

*State v. Maglio*, 459 A.2d 1209 (N.J. Super. Ct. 1979)

*In re Hayes*, 468 N.E.2d 1083 (Mass. Ct. App. 1984)

[\*Morrissey v. Brewer\*, 408 U.S. 471 \(1972\)](#)

*In State v. Hill*, 334 N.W.2d 746 (Iowa 1983)

See e.g., *State ex rel. Ohio Adult Parole Authority v. Coniglio*, 610 N.E.2d 1196, 1198 (Ohio Ct. App. 1993)

*History: Adopted November 4, 2003; amended October 4, 2006; amended September 26, 2007.*

***Rule 5.109 Transport of offenders***

States that are party to this compact shall allow officers authorized by the law of the sending or receiving state to transport offenders through the state without interference.

***History: Adopted November 4, 2003.***

**Rule 5.110 Retaking offenders from local, state or federal correctional facilities**

- (a) Officers authorized by the law of a sending state may take custody of an offender from a local, state or federal correctional facility at the expiration of the sentence or the offender's release from that facility provided that
  - (1) No detainer has been placed against the offender by the state in which the correctional facility lies; and
  - (2) No extradition proceedings have been initiated against the offender by a third-party state.

*History: Adopted November 4, 2003.*

***Rule 5.111 Denial of bail or other release conditions to certain offenders***

An offender against whom retaking procedures have been instituted by a sending or receiving state shall not be admitted to bail or other release conditions in any state.

*History: Adopted November 4, 2003; amended October 4, 2006; amended September 26, 2007.*

## **Chapter 6 Dispute Resolution and Interpretation of Rules**

### ***Rule 6.101 Informal communication to resolve disputes or controversies and obtain interpretation of the rules***

- (a) Through the office of a state's compact administrator, states shall attempt to resolve disputes or controversies by communicating with each other by telephone, telefax, or electronic mail.
- (b) *Failure to resolve dispute or controversy-*
  - (1) Following an unsuccessful attempt to resolve controversies or disputes arising under this compact, its by-laws or its rules as required under Rule 6.101 (a), states shall pursue one or more of the informal dispute resolution processes set forth in Rule 6.101 (b)(2) prior to resorting to formal dispute resolution alternatives.
  - (2) Parties shall submit a written request to the executive director for assistance in resolving the controversy or dispute. The executive director shall provide a written response to the parties within ten business days and may, at the executive director's discretion, seek the assistance of legal counsel or the executive committee in resolving the dispute. The executive committee may authorize its standing committees or the executive director to assist in resolving the dispute or controversy.
- (c) *Interpretation of the rules-*Any state may submit an informal written request to the executive director for assistance in interpreting the rules of this compact. The executive director may seek the assistance of legal counsel, the executive committee, or both, in interpreting the rules. The executive committee may authorize its standing committees to assist in interpreting the rules. Interpretations of the rules shall be issued in writing by the executive director or the executive committee and shall be circulated to all of the states.

***History: Adopted November 4, 2003.***

**Rule 6.102 Formal resolution of disputes and controversies**

- (a) *Alternative dispute resolution*- Any controversy or dispute between or among parties that arises from or relates to this compact that is not resolved under Rule 6.101 may be resolved by alternative dispute resolution processes. These shall consist of mediation and arbitration.
- (b) *Mediation and arbitration*
  - (1) Mediation
    - (A) A state that is party to a dispute may request, or the executive committee may require, the submission of a matter in controversy to mediation.
    - (B) Mediation shall be conducted by a mediator appointed by the executive committee from a list of mediators approved by the national organization responsible for setting standards for mediators, and pursuant to procedures customarily used in mediation proceedings.
  - (2) Arbitration
    - (A) Arbitration may be recommended by the executive committee in any dispute regardless of the parties' previous submission of the dispute to mediation.
    - (B) Arbitration shall be administered by at least one neutral arbitrator or a panel of arbitrators not to exceed three members. These arbitrators shall be selected from a list of arbitrators maintained by the commission staff.
    - (C) The arbitration may be administered pursuant to procedures customarily used in arbitration proceedings and at the direction of the arbitrator.
    - (D) Upon the demand of any party to a dispute arising under the compact, the dispute shall be referred to the American Arbitration Association and shall be administered pursuant to its commercial arbitration rules.
    - (E)
      - (i) The arbitrator in all cases shall assess all costs of arbitration, including fees of the arbitrator and reasonable attorney fees of the prevailing party, against the party that did not prevail.
      - (ii) The arbitrator shall have the power to impose any sanction permitted by this compact and other laws of the state or the federal district in which the commission has its principal offices.
    - (F) Judgment on any award may be entered in any court having jurisdiction.

**History:** *Adopted November 4, 2003.*

**Rule 6.103 Enforcement actions against a defaulting state**

- (a) If the Interstate Commission determines that any state has at any time defaulted (“defaulting state”) in the performance of any of its obligations or responsibilities under this Compact, the by-laws or any duly promulgated rules the Interstate Commission may impose any or all of the following penalties-
  - (1) Fines, fees and costs in such amounts as are deemed to be reasonable as fixed by the Interstate Commission;
  - (2) Remedial training and technical assistance as directed by the Interstate Commission;
  - (3) Suspension and termination of membership in the compact. Suspension shall be imposed only after all other reasonable means of securing compliance under the by-laws and rules have been exhausted. Immediate notice of suspension shall be given by the Interstate Commission to the governor, the chief justice or chief judicial officer of the state; the majority and minority leaders of the defaulting state’s legislature, and the state council.
  
- (b) The grounds for default include, but are not limited to, failure of a Compacting State to perform such obligations or responsibilities imposed upon it by this compact, Interstate Commission by-laws, or duly promulgated rules. The Interstate Commission shall immediately notify the defaulting state in writing of the penalty imposed by the Interstate Commission on the defaulting state pending a cure of the default. The Interstate Commission shall stipulate the conditions and the time period within which the defaulting state must cure its default. If the defaulting state fails to cure the default within the time period specified by the Interstate Commission, in addition to any other penalties imposed herein, the defaulting state may be terminated from the Compact upon an affirmative vote of a majority of the compacting states and all rights, privileges and benefits conferred by this Compact shall be terminated from the effective date of suspension.
  
- (c) Within sixty days of the effective date of termination of a defaulting state, the Interstate Commission shall notify the governor, the chief justice or chief judicial officer and the majority and minority leaders of the defaulting state’s legislature and the state council of such termination.
  
- (d) The defaulting state is responsible for all assessments, obligations, and liabilities incurred through the effective date of termination including any obligations, the performance of which extends beyond the effective date of termination.
  
- (e) The Interstate Commission shall not bear any costs relating to the defaulting state unless otherwise mutually agreed upon between the Interstate Commission and the defaulting state.

*Interstate Commission for Adult Offender Supervision Rules Effective January 1, 2008*

- (f) Reinstatement following termination of any compacting state requires both a reenactment of the Compact by the defaulting state and the approval of the Interstate Commission pursuant to the rules.

*History: Adopted November 4, 2003.*

***Rule 6.104 Judicial Enforcement***

The Interstate Commission may, by majority vote of the members, initiate legal action in the United States District Court for the District of Columbia or, at the discretion of the Interstate Commission, in the federal district where the Interstate Commission has its offices to enforce compliance with the provisions of the Compact, its duly promulgated rules and by-laws, against any compacting state in default. In the event judicial enforcement is necessary the prevailing party shall be awarded all costs of such litigation including reasonable attorneys' fees.

***History: Adopted November 4, 2003.***

## **ICAOS Bylaws**

# INTERSTATE COMMISSION FOR ADULT OFFENDER SUPERVISION BYLAWS

## ARTICLE I

### COMMISSION PURPOSE, FUNCTION AND BY-LAWS

#### *Section 1. Purpose.*

Pursuant to the terms of the Interstate Compact for Adult Offender Supervision, (the “Compact”), the Interstate Commission for Adult Offender Supervision (the “Commission”) is established to fulfill the objectives of the Compact, through means of joint cooperative action among the Compacting States: to promote, develop and facilitate safe, orderly, efficient, cost effective and uniform transfer and supervision of adult offenders in the community who are authorized pursuant to the bylaws and rules of this Compact to travel across state lines both to and from each compacting state, and, when necessary, return offenders to the originating jurisdictions.

#### *Section 2. Functions.*

In pursuit of the fundamental objectives set forth in the Compact, the Commission shall, as necessary or required, exercise all of the powers and fulfill all of the duties delegated to it by the Compacting States. The Commission’s activities shall include, but are not limited to, the following: the promulgation of binding rules and operating procedures; oversight and coordination of offender transfer and supervision activities in Compacting States; provision of a framework for the promotion of public safety and protection of victims; provision for the effective tracking, supervision, and rehabilitation of these offenders by the sending and receiving states; equitable distribution of the costs, benefits and obligations of the Compact among the Compacting States; enforcement of Commission Rules, Operating Procedures and By-laws; provision for dispute resolution; coordination of training and education regarding the regulation of interstate movement of offenders for officials involved in such activity; and the collection and dissemination of information concerning the activities of the Compact, as provided by the Compact, or as determined by the Commission to be warranted by, and consistent with, the objectives and provisions of the Compact.

#### *Section 3. By-laws.*

As required by the Compact, these By-laws shall govern the management and operations of the Commission. As adopted and subsequently amended, these By-laws shall remain at all times subject to, and limited by, the terms of the Compact.

## ARTICLE II

## **MEMBERSHIP**

### ***Section 1. Commissioners***

The Commission Membership shall be comprised as provided by the Compact. Each Compacting State shall have and be limited to one Member. A Member shall be the Commissioner of the Compacting State. Each Compacting State shall forward the name of its Commissioner to the Commission chairperson. The Commission chairperson shall promptly advise the Governor and State Council for Interstate Adult Supervision of the Compacting State of the need to appoint a new Commissioner upon the expiration of a designated term or the occurrence of mid-term vacancies.

### ***Section 2. Ex-Officio Members***

The Commission membership shall also include individuals who are not commissioners and who shall not have a vote, but who are members of interested organizations. Such non-commissioner members must include a member of the national organizations of governors, legislators, state chief justices, attorneys general and crime victims. In addition representatives of the National Institute of Corrections, the American Parole and Probation Association and Association of Paroling Authorities International shall be ex-officio members of the Commission.

## **ARTICLE III**

### **OFFICERS**

#### ***Section 1. Election and Succession.***

The officers of the Commission shall include a chairperson, vice chairperson, secretary and treasurer. The officers shall be duly appointed Commission Members, except that if the Commission appoints an Executive Director, then the Executive Director shall serve as the secretary. Officers shall be elected every two years by the Commission at any meeting at which a quorum is present, and shall serve for two years or until their successors are elected by the Commission. The officers so elected shall serve without compensation or remuneration, except as provided by the Compact.

#### ***Section 2. Duties.***

The officers shall perform all duties of their respective offices as provided by the Compact and these By-laws. Such duties shall include, but are not limited to, the following:

a. *Chairperson.* The chairperson shall call and preside at all meetings of the Commission and in conjunction with the Executive Committee shall prepare agendas for such meetings, shall make appointments to all committees of the Commission, and, in accordance with the Commission's directions, or subject to ratification by the Commission, shall act on the Commission's behalf during the interims between Commission meetings.

b. *Vice Chairperson.* The vice chairperson shall, in the absence or at the direction of the chairperson, perform any or all of the duties of the chairperson. In the event of a vacancy in the office of chairperson, the vice chairperson shall serve as acting chairperson until a new chairperson is elected by the Commission.

c. *Secretary.* The secretary shall keep minutes of all Commission meetings and shall act as the custodian of all documents and records pertaining to the status of the Compact and the business of the Commission.

d. *Treasurer.* The treasurer, with the assistance of the Commission's executive director, shall act as custodian of all Commission funds and shall be responsible for monitoring the administration of all fiscal policies and procedures set forth in the Compact or adopted by the Commission. Pursuant to the Compact, the treasurer shall execute such bond as may be required by the Commission covering the treasurer, the executive director and any other officers, Commission Members and Commission personnel, as determined by the Commission, who may be responsible for the receipt, disbursement, or management of Commission funds.

### ***Section 3. Costs and Expense Reimbursement.***

Subject to the availability of budgeted funds, the officers shall be reimbursed for any actual and necessary costs and expenses incurred by the officers in the performance of their duties and responsibilities as officers of the Commission.

### ***Section 4. Vacancies.***

Upon the resignation, removal, or death of an officer of the Commission before the next annual meeting of the Commission, a majority of the Executive Committee shall appoint a successor to hold office for the unexpired portion of the term of the officer whose position shall so become vacant or until the next regular or special meeting of the Commission at which the vacancy is filled by majority vote of the Commission, whichever first occurs.

## **ARTICLE IV**

### **COMMISSION PERSONNEL**

#### ***Section 1. Commission Staff and Offices.***

The Commission may by a majority of its Members, or through its executive committee appoint or retain an executive director, who shall serve at its pleasure and who shall act as secretary to the Commission, but shall not be a Member of the Commission. The executive director shall hire and supervise such other staff as may be authorized by the Commission. The executive director shall establish and manage the Commission's office

or offices, which shall be located in one or more of the Compacting States as determined by the Commission.

***Section 2. Duties of the Executive Director.***

As the Commission's principal administrator, the executive director shall also perform such other duties as may be delegated by the Commission or required by the Compact and these By-laws, including, but not limited to, the following:

- a. Recommend general policies and program initiatives for the Commission's consideration;
- b. Recommend for the Commission's consideration administrative personnel policies governing the recruitment, hiring, management, compensation and dismissal of Commission staff;
- c. Implement and monitor administration of all policies programs, and initiatives adopted by Commission;
- d. Prepare draft annual budgets for the Commission's consideration;
- e. Monitor all Commission expenditures for compliance with approved budgets, and maintain accurate records of account;
- f. Assist Commission Members as directed in securing required assessments from the Compacting States;
- g. Execute contracts on behalf of the Commission as directed;
- h. Receive service of process on behalf of the Commission;
- i. Prepare and disseminate all required reports and notices directed by the Commission; and
- j. Otherwise assist the Commission's officers in the performance of their duties under Article III herein.

**ARTICLE V**

**QUALIFIED IMMUNITY, DEFENSE, AND INDEMNIFICATION**

***Section 1. Immunity.***

The Commission, its Members, officers, executive director, and employees shall be immune from suit and liability, either personally or in their official capacity, for any

**History:** Adopted November 20, 2002; amended November 3, 2003; amended October 27, 2004; amended September 13, 2005; amended October 4, 2006

claim for damage to or loss of property or personal injury or other civil liability caused or arising out of or relating to any actual or alleged act, error, or omission that occurred, or that such person had a reasonable basis for believing occurred within the scope of Commission employment, duties, or responsibilities; provided, that any such person shall not be protected from suit or liability, or both, for any damage, loss, injury, or liability caused by the intentional or willful and wanton misconduct of any such person.

### ***Section 2. Defense***

Subject to the provisions of the Compact and rules promulgated thereunder, the Commission shall defend the Commissioner of a Compacting State, the Commissioner's representatives or employees, or the Commission, and its representatives or employees in any civil action seeking to impose liability against such person arising out of or relating to any actual or alleged act, error or omission that occurred within the scope of Commission employment, duties, or responsibilities or that such person had a reasonable basis for believing occurred within the scope of Commission employment, duties or responsibilities; provided, that the actual or alleged act, error, or omission did not result from gross negligence or intentional wrongdoing on the part of such person.

### ***Section 3. Indemnification.***

The Commission shall indemnify and hold the Commissioner of a Compacting State, his or her representatives or employees, or the Commission, and its representatives or employees harmless in the amount of any settlement or judgment obtained against such person arising out of or relating to any actual or alleged act, error, or omission that occurred within the scope of Commission employment, duties, or responsibilities or that such person had a reasonable basis for believing occurred within the scope of Commission employment, duties, or responsibilities; provided, that the actual or alleged act, error, or omission did not result from gross negligence or intentional wrongdoing on the part of such person.

## **ARTICLE VI**

### **MEETINGS OF THE COMMISSION**

#### ***Section 1. Meetings and Notice.***

The Commission shall meet at least once each calendar year at a time and place to be determined by the Commission. Additional meetings may be scheduled at the discretion of the chairperson, and must be called upon the request of a majority of Commission Members, as provided by the Compact. All Commission Members shall be given written notice of Commission meetings at least thirty (30) days prior to their scheduled dates.

Final agendas shall be provided to all Commission Members no later than ten (10) days prior to any meeting of the Commission. Thereafter, additional agenda items requiring Commission action may not be added to the final agenda, except by an affirmative vote of a majority of the Members. All Commission meetings shall be open to the public, except as set forth in Commission Rules or as otherwise provided by the Compact. Prior public notice shall be provided in a manner consistent with the federal Government in Sunshine Act, 5 U.S.C. § 552b, including, but not limited to, the following: publication of notice of the meeting at least ten (10) days prior to the meeting in a nationally distributed newspaper or an official newsletter regularly published by or on behalf of the Commission and distribution to interested parties who have requested in writing to receive such notices. A meeting may be closed to the public where the Commission determines by two-thirds (2/3rds) vote of its Members that there exists at least one of the conditions for closing a meeting, as provided by the Compact or Commission Rules.

### ***Section 2. Quorum.***

Commission Members representing a majority of the Compacting States shall constitute a quorum for the transaction of business, except as otherwise required in these By-laws. The participation of a Commission Member from a Compacting State in a meeting is sufficient to constitute the presence of that state for purposes of determining the existence of a quorum, provided the Member present is entitled to vote on behalf of the Compacting State represented. The presence of a quorum must be established before any vote of the Commission can be taken.

### ***Section 3. Voting.***

Each Compacting State represented at any meeting of the Commission by its Member is entitled to one vote. A Member shall vote himself or herself and shall not delegate his or her vote to another Member. Members may participate and vote in meetings of the Commission and its duly authorized committees by telephone or other means of telecommunication or electronic communication. Except as otherwise required by the Compact or these By-laws, any question submitted to a vote of the Commission shall be determined by a simple majority.

### ***Section 4. Procedure.***

Matters of parliamentary procedure not covered by these By-laws shall be governed by Robert's Rules of Order.

## ARTICLE VII

### COMMITTEES

#### *Section 1. Executive Committee.*

The Commission may establish an executive committee, which shall be empowered to act on behalf of the Commission during the interim between Commission meetings, except for rulemaking or amendment of the Compact. The Committee shall be composed of all officers of the Interstate Commission, the chairpersons of each committee, the regional representatives, and the ex-officio victims' representative to the Interstate Commission. The immediate past chairperson of the Commission shall also serve as an ex-officio member of the executive committee and both the ex-officio victims' representative and immediate past chairperson shall serve for a term of two years. The procedures, duties, budget, and tenure of such an executive committee shall be determined by the Commission. The power of such an executive committee to act on behalf of the Commission shall at all times be subject to any limitations imposed by the Commission, the Compact or these By-laws.

#### *Section 2. Other Committees.*

The Commission may establish such other committees as it deems necessary to carry out its objectives, which shall include, but not be limited to Finance Committee; Rules Committee; Compliance Committee; Information Technology Committee; and Training, Education and Public Relations Committee. The composition, procedures, duties, budget and tenure of such committees shall be determined by the Commission.

#### *Section 3. Regional Representatives.*

A regional representative of each of the four regions of the United States, Northeastern, Midwestern, Southern, and Western, shall be elected or reelected, beginning with the 2005 annual meeting, by a plurality vote of the commissioners of each region, and shall serve for two years or until a successor is elected by the commissioners of that region. The states and territories comprising each region shall be determined by reference to the regional divisions used by the Council of State Governments.

## ARTICLE VIII

### FINANCE

#### *Section 1. Fiscal Year.*

The Commission's fiscal year shall begin on July 1 and end on June 30.

**History:** Adopted November 20, 2002; amended November 3, 2003; amended October 27, 2004; amended September 13, 2005; amended October 4, 2006

## ***Section 2. Budget.***

The Commission shall operate on an annual budget cycle and shall, in any given year, adopt budgets for the following fiscal year or years only after notice and comment as provided by the Compact.

## ***Section 3. Accounting and Audit.***

The Commission, with the assistance of the executive director, shall keep accurate and timely accounts of its internal receipts and disbursements of the Commission funds, other than receivership assets. The treasurer, through the executive director, shall cause the Commission's financial accounts and reports, including the Commission's system of internal controls and procedures, to be audited annually by an independent certified or licensed public accountant, as required by the Compact, upon the determination of the Commission, but no less frequently than once each year. The report of such independent audit shall be made available to the public and shall be included in and become part of the annual report to the governors, legislatures, and judiciary of the Compacting States.

The Commission's internal accounts, any workpapers related to any internal audit, and any workpapers related to the independent audit shall be confidential; provided, that such materials shall be made available: (i) in compliance with the order of any court of competent jurisdiction; (ii) pursuant to such reasonable rules as the Commission shall promulgate; and (iii) to any Commissioner of a Compacting State, or their duly authorized representatives.

## ***Section 4. Public Participation in Meetings.***

Upon prior written request to the Commission, any person who desires to present a statement on a matter that is on the agenda shall be afforded an opportunity to present an oral statement to the Commission at an open meeting. The chairperson may, depending on the circumstances, afford any person who desires to present a statement on a matter that is on the agenda an opportunity to be heard absent a prior written request to the Commission. The chairperson may limit the time and manner of any such statements at any open meeting.

## ***Section 5. Debt Limitations.***

The Commission shall monitor its own and its committees' affairs for compliance with all provisions of the Compact, its rules and these By-laws governing the incurring of debt and the pledging of credit.

## ***Section 6. Travel Reimbursements.***

Subject to the availability of budgeted funds and unless otherwise provided by the Commission, Commission Members shall be reimbursed for any actual and necessary

expenses incurred pursuant to their attendance at all duly convened meetings of the Commission or its committees as provided by the Compact.

## **ARTICLE IX**

### **WITHDRAWAL, DEFAULT, AND TERMINATION**

Compacting States may withdraw from the Compact only as provided by the Compact. The Commission may terminate a Compacting State as provided by the Compact.

## **ARTICLE X**

### **ADOPTION AND AMENDMENT OF BY-LAWS**

Any By-law may be adopted, amended or repealed by a majority vote of the Members, provided that written notice and the full text of the proposed action is provided to all Commission Members at least thirty (30) days prior to the meeting at which the action is to be considered. Failing the required notice, a two-third (2/3rds) majority vote of the Members shall be required for such action.

## **ARTICLE XI**

### **DISSOLUTION OF THE COMPACT**

The Compact shall dissolve effective upon the date of the withdrawal or the termination by default of a Compacting State that reduces membership in the Compact to one Compacting State as provided by the Compact.

Upon dissolution of the Compact, the Compact becomes null and void and shall be of no further force and effect, and the business and affairs of the Commission shall be wound up. Each Compacting State in good standing at the time of the Compact's dissolution shall receive a pro rata distribution of surplus funds based upon a ratio, the numerator of which shall be the amount of its last paid annual assessment, and the denominator of which shall be the sum of the last paid annual assessments of all Compacting States in good standing at the time of the Compact's dissolution. A Compacting State is in good standing if it has paid its assessments timely.

## **ICAOS Statute**

**INTERSTATE COMPACT FOR THE SUPERVISION OF ADULT OFFENDERS**

**PREAMBLE**

- Whereas: The interstate compact for the supervision of Parolees and Probationers was established in 1937, it is the earliest corrections “compact” established among the states and has not been amended since its adoption over 62 years ago;
  
- Whereas: This compact is the only vehicle for the controlled movement of adult parolees and probationers across state lines, and it currently has jurisdiction over more than a quarter of a million offenders;
  
- Whereas: The complexities of the compact have become more difficult to administer, and many jurisdictions have expanded supervision expectations to include currently unregulated practices such as victim input, victim notification requirements and sex offender registration;
  
- Whereas: After hearings, national surveys, and a detailed study by a task force appointed by the National Institute of Corrections, the overwhelming recommendation has been to amend the document to bring about an effective management capacity that addresses public safety concerns and offender accountability;
  
- Whereas: Upon the adoption of this Interstate Compact for Adult Offender Supervision, it is the intention of the legislature to repeal the previous Interstate Compact for the Supervision of Parolees and Probationers on the effective date of this Compact.

Be it enacted by the General Assembly (Legislature) of the state of \_\_\_\_\_:

Short title: This Act may be cited as The Interstate Compact for Adult Offender Supervision.

## **ARTICLE I**

### **PURPOSE**

The compacting states to this Interstate Compact recognize that each state is responsible for the supervision of adult offenders in the community who are authorized pursuant to the Bylaws and Rules of this compact to travel across state lines both to and from each compacting state in such a manner as to track the location of offenders, transfer supervision authority in an orderly and efficient manner, and when necessary return offenders to the originating jurisdictions. The compacting states also recognize that Congress, by enacting the Crime Control Act, 4 U.S.C. Section 112 (1965), has authorized and encouraged compacts for cooperative efforts and mutual assistance in the prevention of crime. It is the purpose of this compact and the Interstate Commission created hereunder, through means of joint and cooperative action among the compacting states: to provide the framework for the promotion of public safety and protect the rights of victims through the control and regulation of the interstate movement of offenders in the community; to provide for the effective tracking, supervision, and rehabilitation of these offenders by the sending and receiving states; and to equitably distribute the costs, benefits and obligations of the compact among the compacting states. In addition, this compact will: create a Interstate Commission which will establish uniform procedures to manage the movement between states of adults placed under community supervision and released to the community under the jurisdiction of courts, paroling authorities, corrections or other criminal justice agencies which will promulgate rules to achieve the purpose of this compact; ensure an opportunity for input and timely notice to victims and to jurisdictions where defined offenders are authorized to travel or to relocate across state lines; establish a system of uniform data collection, access to information on active cases by authorized criminal justice officials, and regular reporting of Compact activities to heads of state councils, state executive, judicial, and legislative branches and criminal justice administrators; monitor compliance with rules governing interstate movement of offenders and initiate interventions to address and correct non-compliance; and coordinate training and education regarding regulations of interstate movement of offenders for officials involved in such activity.

The compacting states recognize that there is no “right” of any offender to live in another state and that duly accredited officers of a sending state may at all times enter a receiving state and there apprehend and retake any offender under supervision subject to the provisions of this compact and Bylaws and Rules promulgated hereunder. It is the policy of the compacting states that the activities conducted by the Interstate Commission created herein are the formation of public policies and are therefore public business.

## **ARTICLE II**

### **DEFINITIONS**

As used in this compact, unless the context clearly requires a different construction:

- **“Adult”** means both individuals legally classified as adults and juveniles treated as adults by court order, statute, or operation of law.
- **“By –laws”** mean those by-laws established by the Interstate Commission for its governance, or for directing or controlling the Interstate Commission’s actions or conduct.
- **“Compact Administrator”** means the individual in each compacting state appointed pursuant to the terms of this compact responsible for the administration and management of the state’s supervision and transfer of offenders subject to the terms of this compact, the rules adopted by the Interstate Commission and policies adopted by the State Council under this compact.
- **“Compacting state”** means any state which has enacted the enabling legislation for this compact.
- **“Commissioner”** means the voting representative of each compacting state appointed pursuant to Article III of this compact.
- **“Interstate Commission”** means the Interstate Commission for Adult Offender Supervision established by this compact.
- **“Member”** means the commissioner of a compacting state or designee, who shall be a person officially connected with the commissioner.

- **“Non Compacting state”** means any state which has not enacted the enabling legislation for this compact.
- **“Offender”** means an adult placed under, or subject, to supervision as the result of the commission of a criminal offense and released to the community under the jurisdiction of courts, paroling authorities, corrections, or other criminal justice agencies.
- **“Person”** means any individual, corporation, business enterprise, or other legal entity, either public or private.
- **“Rules”** means acts of the Interstate Commission, duly promulgated pursuant to Article VIII of this compact, substantially affecting interested parties in addition to the Interstate Commission, which shall have the force and effect of law in the compacting states.
- **“State”** means a state of the United States, the District of Columbia and any other territorial possessions of the United States.
- **“State Council”** means the resident members of the State Council for Interstate Adult Offender Supervision created by each state under Article III of this compact.

### **ARTICLE III**

#### **THE COMPACT COMMISSION**

The compacting states hereby create the “Interstate Commission for Adult Offender Supervision.” The Interstate Commission shall be a body corporate and joint agency of the compacting states. The Interstate Commission shall have all the responsibilities, powers and duties set forth herein, including the power to sue and be sued, and such additional powers as may be conferred upon it by subsequent action of the respective legislatures of the compacting states in accordance with the terms of this compact.

The Interstate Commission shall consist of Commissioners selected and appointed by resident members of a State Council for Interstate Adult Offender Supervision for each state.

In addition to the Commissioners who are the voting representatives of each state, the Interstate Commission shall include individuals who are not commissioners but who are members of

interested organizations; such non-commissioner members must include a member of the national organizations of governors, legislators, state chief justices, attorneys general and crime victims. All non-commissioner members of the Interstate Commission shall be ex-officio (nonvoting) members. The Interstate Commission may provide in its by-laws for such additional, ex-officio, non-voting members as it deems necessary.

Each compacting state represented at any meeting of the Interstate Commission is entitled to one vote. A majority of the compacting states shall constitute a quorum for the transaction of business, unless a larger quorum is required by the by-laws of the Interstate Commission.

The Interstate Commission shall meet at least once each calendar year. The chairperson may call additional meetings and, upon the request of 27 or more compacting states, shall call additional meetings. Public notice shall be given of all meetings and meetings shall be open to the public.

The Interstate Commission shall establish an Executive Committee which shall include commission officers, members and others as shall be determined by the By-laws. The Executive Committee shall have the power to act on behalf of the Interstate Commission during periods when the Interstate Commission is not in session, with the exception of rulemaking and/or amendment to the Compact. The Executive Committee oversees the day-to-day activities managed by the Executive Director and Interstate Commission staff; administers enforcement and compliance with the provisions of the compact, its by-laws and as directed by the Interstate Commission and performs other duties as directed by Commission or set forth in the By-laws.

#### **ARTICLE IV**

#### **THE STATE COUNCIL**

Each member state shall create a State Council for Interstate Adult Offender Supervision which shall be responsible for the appointment of the commissioner who shall serve on the Interstate Commission from that state. Each state council shall appoint as its commissioner the Compact Administrator from that state to serve on the Interstate Commission in such capacity under or

pursuant to applicable law of the member state. While each member state may determine the membership of its own state council, its membership must include at least one representative from the legislative, judicial, and executive branches of government, victims groups and compact administrators. Each compacting state retains the right to determine the qualifications of the Compact Administrator who shall be appointed by the state council or by the Governor in consultation with the Legislature and the Judiciary. In addition to appointment of its commissioner to the National Interstate Commission, each state council shall exercise oversight and advocacy concerning its participation in Interstate Commission activities and other duties as may be determined by each member state including but not limited to, development of policy concerning operations and procedures of the compact within that state.

## **ARTICLE V**

### **POWERS AND DUTIES OF THE INTERSTATE COMMISSION**

The Interstate Commission shall have the following powers:

- To adopt a seal and suitable by-laws governing the management and operation of the Interstate Commission
- To promulgate rules which shall have the force and effect of statutory law and shall be binding in the compacting states to the extent and in the manner provided in this compact.
- To oversee, supervise and coordinate the interstate movement of offenders subject to the terms of this compact and any by-laws adopted and rules promulgated by the compact commission.
- To enforce compliance with compact provisions, Interstate Commission rules, and by-laws, using all necessary and proper means, including but not limited to, the use of judicial process.
- To establish and maintain offices.
- To purchase and maintain insurance and bonds
- To borrow, accept, or contract for services of personnel, including, but not limited to, members and their staffs.

- To establish and appoint committees and hire staff which it deems necessary for the carrying out of its functions including, but not limited to, an executive committee as required by Article III which shall have the power to act on behalf of the Interstate Commission in carrying out its powers and duties hereunder.
- To elect or appoint such officers, attorneys, employees, agents, or consultants, and to fix their compensation, define their duties and determine their qualifications; and to establish the Interstate Commission's personnel policies and programs relating to, among other things, conflicts of interest, rates of compensation, and qualifications of personnel.
- To accept any and all donations and grants of money, equipment, supplies, materials, and services, and to receive, utilize, and dispose of same.
- To lease, purchase, accept contributions or donations of, or otherwise to own, hold, improve or use any property, real, personal, or mixed.
- To sell, convey, mortgage, pledge, lease, exchange, abandon, or otherwise dispose of any property, real, personal or mixed.
- To establish a budget and make expenditures and levy dues as provided in Article X of this compact.
- To sue and be sued.
- To provide for dispute resolution among Compacting States.
- To perform such functions as may be necessary or appropriate to achieve the purposes of this compact.
- To report annually to the legislatures, governors, judiciary, and state councils of the compacting states concerning the activities of the Interstate Commission during the preceding year. Such reports shall also include any recommendations that may have been adopted by the Interstate Commission.
- To coordinate education, training and public awareness regarding the interstate movement of offenders for officials involved in such activity.
- To establish uniform standards for the reporting, collecting, and exchanging of data.

## ARTICLE VI

### ORGANIZATION AND OPERATION OF THE INTERSTATE COMMISSION

#### Section A. By-laws

The Interstate Commission shall, by a majority of the Members, within twelve months of the first Interstate Commission meeting, adopt By-laws to govern its conduct as may be necessary or appropriate to carry out the purposes of the Compact, including, but not limited to:

establishing the fiscal year of the Interstate Commission;

establishing an executive committee and such other committees as may be necessary.

providing reasonable standards and procedures:

(i) for the establishment of committees, and

(ii) governing any general or specific delegation of any authority or function of the Interstate Commission;

providing reasonable procedures for calling and conducting meetings of the Interstate Commission, and ensuring reasonable notice of each such meeting;

establishing the titles and responsibilities of the officers of the Interstate Commission;

providing reasonable standards and procedures for the establishment of the personnel policies and programs of the Interstate Commission. Notwithstanding any civil service or other similar laws of any Compacting State, the By-laws shall exclusively govern the personnel policies and programs of the Interstate Commission; and

providing a mechanism for winding up the operations of the Interstate Commission and the equitable return of any surplus funds that may exist upon the termination of the Compact after the payment and/or reserving of all of its debts and obligations;

providing transition rules for "start up" administration of the compact;

establishing standards and procedures for compliance and technical assistance in carrying out the compact.

### **Section B. Officers and Staff**

The Interstate Commission shall, by a majority of the Members, elect from among its Members a chairperson and a vice chairperson, each of whom shall have such authorities and duties as may be specified in the By-laws. The chairperson or, in his or her absence or disability, the vice chairperson, shall preside at all meetings of the Interstate Commission. The Officers so elected shall serve without compensation or remuneration from the Interstate Commission; PROVIDED THAT, subject to the availability of budgeted funds, the officers shall be reimbursed for any actual and necessary costs and expenses incurred by them in the performance of their duties and responsibilities as officers of the Interstate Commission.

The Interstate Commission shall, through its executive committee, appoint or retain an executive director for such period, upon such terms and conditions and for such compensation as the Interstate Commission may deem appropriate. The executive director shall serve as secretary to the Interstate Commission, and hire and supervise such other staff as may be authorized by the Interstate Commission, but shall not be a member.

### **Section C. Corporate Records of the Interstate Commission**

The Interstate Commission shall maintain its corporate books and records in accordance with the By-laws.

### **Section D. Qualified Immunity, Defense and Indemnification**

The Members, officers, executive director and employees of the Interstate Commission shall be immune from suit and liability, either personally or in their official capacity, for any claim for damage to or loss of property or personal injury or other civil liability caused or arising out of any actual or alleged act, error or omission that occurred within the scope of Interstate Commission employment, duties or responsibilities; PROVIDED, that nothing in this paragraph shall be construed to protect any such person from suit and/or liability for any damage, loss, injury or liability caused by the intentional or willful and wanton misconduct of any such person.

The Interstate Commission shall defend the Commissioner of a Compacting State, or his or her representatives or employees, or the Interstate Commission's representatives or employees, in any civil action seeking to impose liability, arising out of any actual or alleged act, error or

omission that occurred within the scope of Interstate Commission employment, duties or responsibilities, or that the defendant had a reasonable basis for believing occurred within the scope of Interstate Commission employment, duties or responsibilities; PROVIDED, that the actual or alleged act, error or omission did not result from intentional wrongdoing on the part of such person.

The Interstate Commission shall indemnify and hold the Commissioner of a Compacting State, the appointed designee or employees, or the Interstate Commission's representatives or employees, harmless in the amount of any settlement or judgement obtained against such persons arising out of any actual or alleged act, error or omission that occurred within the scope of Interstate Commission employment, duties or responsibilities, or that such persons had a reasonable basis for believing occurred within the scope of Interstate Commission employment, duties or responsibilities, provided, that the actual or alleged act, error or omission did not result from gross negligence or intentional wrongdoing on the part of such person.

## **ARTICLE VII**

### **ACTIVITIES OF THE INTERSTATE COMMISSION**

The Interstate Commission shall meet and take such actions as are consistent with the provisions of this Compact.

Except as otherwise provided in this Compact and unless a greater percentage is required by the By-laws, in order to constitute an act of the Interstate Commission, such act shall have been taken at a meeting of the Interstate Commission and shall have received an affirmative vote of a majority of the members present.

Each Member of the Interstate Commission shall have the right and power to cast a vote to which that Compacting State is entitled and to participate in the business and affairs of the Interstate Commission. A Member shall vote in person on behalf of the state and shall not delegate a vote to another member state. However, a State Council shall appoint another authorized representative, in the absence of the commissioner from that state, to cast a vote on behalf of the

member state at a specified meeting. The By-laws may provide for Members' participation in meetings by telephone or other means of telecommunication or electronic communication. Any voting conducted by telephone, or other means of telecommunication or electronic communication shall be subject to the same quorum requirements of meetings where members are present in person.

The Interstate Commission shall meet at least once during each calendar year. The chairperson of the Interstate Commission may call additional meetings at any time and, upon the request of a majority of the Members, shall call additional meetings.

The Interstate Commission's By-laws shall establish conditions and procedures under which the Interstate Commission shall make its information and official records available to the public for inspection or copying. The Interstate Commission may exempt from disclosure any information or official records to the extent they would adversely affect personal privacy rights or proprietary interests. In promulgating such Rules, the Interstate Commission may make available to law enforcement agencies records and information otherwise exempt from disclosure, and may enter into agreements with law enforcement agencies to receive or exchange information or records subject to nondisclosure and confidentiality provisions.

Public notice shall be given of all meetings and all meetings shall be open to the public, except as set forth in the Rules or as otherwise provided in the Compact. The Interstate Commission shall promulgate Rules consistent with the principles contained in the "Government in Sunshine Act," 5 U.S.C. Section 552(b), as may be amended. The Interstate Commission and any of its committees may close a meeting to the public where it determines by two-thirds vote that an open meeting would be likely to:

- relate solely to the Interstate Commission's internal personnel practices and procedures;
- disclose matters specifically exempted from disclosure by statute;
- disclosure trade secrets or commercial or financial information which is privileged or confidential;
- involve accusing any person of a crime, or formally censuring any person;

- disclose information of a personal nature where disclosure would constitute a clearly unwarranted invasion of personal privacy;
- disclose investigatory records compiled for law enforcement purposes;
- disclose information contained in or related to examination, operating or condition reports prepared by, or on behalf of or for the use of, the Interstate Commission with respect to a regulated entity for the purpose of regulation or supervision of such entity;
- disclose information, the premature disclosure of which would significantly endanger the life of a person or the stability of a regulated entity;
- specifically relate to the Interstate Commission's issuance of a subpoena, or its participation in a civil action or proceeding.

For every meeting closed pursuant to this provision, the Interstate Commission's chief legal officer shall publicly certify that, in his or her opinion, the meeting may be closed to the public, and shall reference each relevant exemptive provision. The Interstate Commission shall keep minutes which shall fully and clearly describe all matters discussed in any meeting and shall provide a full and accurate summary of any actions taken, and the reasons therefor, including a description of each of the views expressed on any item and the record of any rollcall vote (reflected in the vote of each Member on the question). All documents considered in connection with any action shall be identified in such minutes.

The Interstate Commission shall collect standardized data concerning the interstate movement of offenders as directed through its By-laws and Rules which shall specify the data to be collected, the means of collection and data exchange and reporting requirements.

## **ARTICLE VIII**

### **RULEMAKING FUNCTIONS OF THE INTERSTATE COMMISSION**

The Interstate Commission shall promulgate Rules in order to effectively and efficiently achieve the purposes of the Compact including transition rules governing administration of the compact during the period in which it is being considered and enacted by the states;

Rulemaking shall occur pursuant to the criteria set forth in this Article and the By-laws and Rules adopted pursuant thereto. Such rulemaking shall substantially conform to the principles of the federal Administrative Procedure Act, 5 U.S.C.S. section 551 et seq., and the Federal Advisory Committee Act, 5 U.S.C.S. app. 2, section 1 et seq., as may be amended (hereinafter "APA"). All Rules and amendments shall become binding as of the date specified in each Rule or amendment.

If a majority of the legislatures of the Compacting States rejects a Rule, by enactment of a statute or resolution in the same manner used to adopt the compact, then such Rule shall have no further force and effect in any Compacting State.

When promulgating a Rule, the Interstate Commission shall:

- publish the proposed Rule stating with particularity the text of the Rule which is proposed and the reason for the proposed Rule;
- allow persons to submit written data, facts, opinions and arguments, which information shall be publicly available;
- provide an opportunity for an informal hearing; and
- promulgate a final Rule and its effective date, if appropriate, based on the rulemaking record.

Not later than sixty days after a Rule is promulgated, any interested person may file a petition in the United States District Court for the District of Columbia or in the Federal District Court where the Interstate Commission's principal office is located for judicial review of such Rule. If the court finds that the Interstate Commission's action is not supported by substantial evidence, (as defined in the APA), in the rulemaking record, the court shall hold the Rule unlawful and set it aside.

Subjects to be addressed within 12 months after the first meeting must at a minimum include:

- notice to victims and opportunity to be heard;
- offender registration and compliance;
- violations/returns;
- transfer procedures and forms;
- eligibility for transfer;
- collection of restitution and fees from offenders;

- data collection and reporting;
- the level of supervision to be provided by the receiving state;
- transition rules governing the operation of the compact and the Interstate Commission during all or part of the period between the effective date of the compact and the date on which the last eligible state adopts the compact;
- Mediation, arbitration and dispute resolution.

The existing rules governing the operation of the previous compact superceded by this Act shall be null and void twelve (12) months after the first meeting of the Interstate Commission created hereunder.

Upon determination by the Interstate Commission that an emergency exists, it may promulgate an emergency rule which shall become effective immediately upon adoption, provided that the usual rulemaking procedures provided hereunder shall be retroactively applied to said rule as soon as reasonably possible, in no event later than 90 days after the effective date of the rule.

## **ARTICLE IX**

### **OVERSIGHT, ENFORCEMENT, AND DISPUTE RESOLUTION BY THE INTERSTATE COMMISSION**

#### **Section A. Oversight**

The Interstate Commission shall oversee the interstate movement of adult offenders in the compacting states and shall monitor such activities being administered in Non-compacting States which may significantly affect Compacting States.

The courts and executive agencies in each Compacting State shall enforce this Compact and shall take all actions necessary and appropriate to effectuate the Compact's purposes and intent. In any judicial or administrative proceeding in a Compacting State pertaining to the subject matter of this Compact which may affect the powers, responsibilities or actions of the Interstate Commission, the Interstate Commission shall be entitled to receive all service of process in any such proceeding, and shall have standing to intervene in the proceeding for all purposes.

### **Section B. Dispute Resolution**

The Compacting States shall report to the Interstate Commission on issues or activities of concern to them, and cooperate with and support the Interstate Commission in the discharge of its duties and responsibilities.

The Interstate Commission shall attempt to resolve any disputes or other issues which are subject to the Compact and which may arise among Compacting States and Non-compacting States.

The Interstate Commission shall enact a By-law or promulgate a Rule providing for both mediation and binding dispute resolution for disputes among the Compacting States.

### **Section C. Enforcement**

The Interstate Commission, in the reasonable exercise of its' discretion, shall enforce the provisions of this compact using any or all means set forth in Article XII, Section B, of this compact.

## **ARTICLE X**

### **FINANCE**

The Interstate Commission shall pay or provide for the payment of the reasonable expenses of its establishment, organization and ongoing activities.

The Interstate Commission shall levy on and collect an annual assessment from each Compacting State to cover the cost of the internal operations and activities of the Interstate Commission and its staff which must be in a total amount sufficient to cover the Interstate Commission's annual budget as approved each year. The aggregate annual assessment amount shall be allocated based upon a formula to be determined by the Interstate Commission, taking into consideration the population of the state and the volume of interstate movement of offenders in each Compacting State and shall promulgate a Rule binding upon all Compacting States which governs said assessment.

The Interstate Commission shall not incur any obligations of any kind prior to securing the funds adequate to meet the same; nor shall the Interstate Commission pledge the credit of any of the compacting states, except by and with the authority of the compacting state.

The Interstate Commission shall keep accurate accounts of all receipts and disbursements. The receipts and disbursements of the Interstate Commission shall be subject to the audit and accounting procedures established under its By-laws. However, all receipts and disbursements of funds handled by the Interstate Commission shall be audited yearly by a certified or licensed public accountant and the report of the audit shall be included in and become part of the annual report of the Interstate Commission.

## **ARTICLE XI**

### **COMPACTING STATES, EFFECTIVE DATE AND AMENDMENT**

Any state, as defined in Article II of this compact, is eligible to become a Compacting State.

The Compact shall become effective and binding upon legislative enactment of the Compact into law by no less than 35 of the States. The initial effective date shall be the later of July 1, 2001, or upon enactment into law by the 35<sup>th</sup> jurisdiction. Thereafter it shall become effective and binding, as to any other Compacting State, upon enactment of the Compact into law by that State. The governors of Non-member states or their designees will be invited to participate in Interstate Commission activities on a non-voting basis prior to adoption of the compact by all states and territories of the United States.

Amendments to the Compact may be proposed by the Interstate Commission for enactment by the Compacting States. No amendment shall become effective and binding upon the Interstate Commission and the Compacting States unless and until it is enacted into law by unanimous consent of the Compacting States.

## **ARTICLE XII**

### **WITHDRAWAL, DEFAULT, TERMINATION, AND JUDICIAL ENFORCEMENT**

### **Section A. Withdrawal**

Once effective, the Compact shall continue in force and remain binding upon each and every Compacting State; PROVIDED, that a Compacting State may withdraw from the Compact ("Withdrawing State") by enacting a statute specifically repealing the statute which enacted the Compact into law.

The effective date of withdrawal is the effective date of the repeal.

The Withdrawing State shall immediately notify the Chairperson of the Interstate Commission in writing upon the introduction of legislation repealing this Compact in the Withdrawing State.

The Interstate Commission shall notify the other Compacting States of the Withdrawing State's intent to withdraw within sixty days of its receipt thereof.

The Withdrawing State is responsible for all assessments, obligations and liabilities incurred through the effective date of withdrawal, including any obligations, the performance of which extend beyond the effective date of withdrawal.

Reinstatement following withdrawal of any Compacting State shall occur upon the Withdrawing State reenacting the Compact or upon such later date as determined by the Interstate Commission

### **Section B. Default**

If the Interstate Commission determines that any Compacting State has at any time defaulted ("Defaulting State") in the performance of any of its obligations or responsibilities under this Compact, the By-laws or any duly promulgated Rules the Interstate Commission may impose any or all of the following penalties:

Fines, fees and costs in such amounts as are deemed to be reasonable as fixed by the Interstate Commission;

Remedial training and technical assistance as directed by the Interstate Commission;

Suspension and termination of membership in the compact. Suspension shall be imposed only after all other reasonable means of securing compliance under the By-laws and Rules have been exhausted. Immediate notice of suspension shall be given by the Interstate Commission to the

Governor, the Chief Justice or Chief Judicial Officer of the state; the majority and minority leaders of the defaulting state's legislature, and the State Council.

The grounds for default include, but are not limited to, failure of a Compacting State to perform such obligations or responsibilities imposed upon it by this compact, Interstate Commission By-laws, or duly promulgated Rules. The Interstate Commission shall immediately notify the Defaulting State in writing of the penalty imposed by the Interstate Commission on the Defaulting State pending a cure of the default. The Interstate Commission shall stipulate the conditions and the time period within which the Defaulting State must cure its default. If the Defaulting State fails to cure the default within the time period specified by the Interstate Commission, in addition to any other penalties imposed herein, the Defaulting State may be terminated from the Compact upon an affirmative vote of a majority of the Compacting States and all rights, privileges and benefits conferred by this Compact shall be terminated from the effective date of suspension. Within sixty days of the effective date of termination of a Defaulting State, the Interstate Commission shall notify the Governor, the Chief Justice or Chief Judicial Officer and the Majority and Minority Leaders of the Defaulting State's legislature and the state council of such termination.

The Defaulting State is responsible for all assessments, obligations and liabilities incurred through the effective date of termination including any obligations, the performance of which extends beyond the effective date of termination.

The Interstate Commission shall not bear any costs relating to the Defaulting State unless otherwise mutually agreed upon between the Interstate Commission and the Defaulting State.

Reinstatement following termination of any Compacting State requires both a reenactment of the Compact by the Defaulting State and the approval of the Interstate Commission pursuant to the Rules.

### **Section C. Judicial Enforcement**

The Interstate Commission may, by majority vote of the Members, initiate legal action in the United States District Court for the District of Columbia or, at the discretion of the Interstate Commission, in the Federal District where the Interstate Commission has its offices to enforce

compliance with the provisions of the Compact, its duly promulgated Rules and By-laws, against any Compacting State in default. In the event judicial enforcement is necessary the prevailing party shall be awarded all costs of such litigation including reasonable attorneys fees.

**Section D. Dissolution of Compact**

The Compact dissolves effective upon the date of the withdrawal or default of the Compacting State which reduces membership in the Compact to one Compacting State.

Upon the dissolution of this Compact, the Compact becomes null and void and shall be of no further force or effect, and the business and affairs of the Interstate Commission shall be wound up and any surplus funds shall be distributed in accordance with the By-laws.

**ARTICLE XIII**

**SEVERABILITY AND CONSTRUCTION**

The provisions of this Compact shall be severable, and if any phrase, clause, sentence or provision is deemed unenforceable, the remaining provisions of the Compact shall be enforceable.

The provisions of this Compact shall be liberally constructed to effectuate its purposes.

**ARTICLE XIV**

**BINDING EFFECT OF COMPACT AND OTHER LAWS**

**Section A. Other Laws**

Nothing herein prevents the enforcement of any other law of a Compacting State that is not inconsistent with this Compact.

All Compacting States' laws conflicting with this Compact are superseded to the extent of the conflict.

**Section B. Binding Effect of the Compact**

All lawful actions of the Interstate Commission, including all Rules and By-laws promulgated by the Interstate Commission, are binding upon the Compacting States.

All agreements between the Interstate Commission and the Compacting States are binding in accordance with their terms.

Upon the request of a party to a conflict over meaning or interpretation of Interstate Commission actions, and upon a majority vote of the Compacting States, the Interstate Commission may issue advisory opinions regarding such meaning or interpretation.

In the event any provision of this Compact exceeds the constitutional limits imposed on the legislature of any Compacting State, the obligations, duties, powers or jurisdiction sought to be conferred by such provision upon the Interstate Commission shall be ineffective and such obligations, duties, powers or jurisdiction shall remain in the Compacting State and shall be exercised by the agency thereof to which such obligations, duties, powers or jurisdiction are delegated by law in effect at the time this Compact becomes effective.

## **FY09 Dues Structure**

**Interstate Compact for Adult Offender Supervision  
State Dues Assessment - FY'09**

<u>State</u>	<u>State Dues Ratio</u> <sup>2</sup>	<u>State Population</u> <sup>3</sup>	<u>U.S. Population</u> <sup>3</sup>	<u>State Offender Transfers</u> <sup>4</sup>	<u>U.S. Offender Transfers</u> <sup>4</sup>	<u>Dues Per State</u> <sup>1,5</sup>
U.S. Virgin Islands (a)	0.000356	102000	285230516	83	234085	\$19,461.60
Alaska	0.002257	626932	285230516	542	234085	\$19,461.60
Wyoming	0.002559	493782	285230516	793	234085	\$19,461.60
North Dakota	0.003206	642200	285230516	974	234085	\$19,461.60
Vermont	0.003293	608827	285230516	1042	234085	\$19,461.60
South Dakota (b)	0.003662	754844	285230516	1095	234085	\$19,461.60
Maine	0.003687	1274923	285230516	680	234085	\$19,461.60
New Hampshire (b)	0.004067	1235786	285230516	890	234085	\$19,461.60
Rhode Island	0.004200	1048319	285230516	1106	234085	\$19,461.60
Hawaii	0.004249	1211537	285230516	995	234085	\$19,461.60
Montana	0.004337	902195	285230516	1290	234085	\$19,461.60
Delaware	0.004338	783600	285230516	1388	234085	\$19,461.60
Idaho	0.004953	1293953	285230516	1257	234085	\$19,461.60
West Virginia	0.005554	1808344	285230516	1116	234085	\$19,461.60
Dist. of Columbia (b)	0.005725	572059	285230516	2211	234085	\$19,461.60
Nebraska	0.005830	1711263	285230516	1325	234085	\$19,461.60
Utah	0.005901	2233169	285230516	930	234085	\$19,461.60
New Mexico	0.007157	1819046	285230516	1858	234085	\$19,461.60
Puerto Rico (a)	0.007744	3808610	285230516	500	234085	\$19,461.60
Nevada	0.009746	1998257	285230516	2923	234085	\$27,030.00
Kansas	0.009959	2688418	285230516	2456	234085	\$27,030.00
Iowa	0.010651	2926324	285230516	2585	234085	\$27,030.00
Mississippi	0.010668	2844658	285230516	2660	234085	\$27,030.00
Oregon	0.011248	3421399	285230516	2458	234085	\$27,030.00
Connecticut	0.011250	3405565	285230516	2472	234085	\$27,030.00
Arkansas	0.012090	2673400	285230516	3466	234085	\$27,030.00
Oklahoma	0.014729	3450654	285230516	4064	234085	\$27,030.00
Kentucky	0.014864	4041769	285230516	3642	234085	\$27,030.00
Colorado	0.014922	4301261	285230516	3456	234085	\$27,030.00
South Carolina	0.015931	4012012	285230516	4166	234085	\$27,030.00
Alabama	0.016621	4447100	285230516	4132	234085	\$27,030.00
Indiana (b)	0.016725	6080485	285230516	2840	234085	\$27,030.00
Washington	0.017050	5894121	285230516	3145	234085	\$27,030.00
Arizona	0.017079	5130632	285230516	3785	234085	\$27,030.00
Massachusetts (b)	0.017405	6349097	285230516	2938	234085	\$27,030.00
Tennessee	0.017614	5689283	285230516	3577	234085	\$27,030.00
Louisiana	0.018275	4468976	285230516	4888	234085	\$27,030.00
Minnesota	0.018665	4919479	285230516	4701	234085	\$27,030.00
Wisconsin	0.018668	5363675	285230516	4338	234085	\$27,030.00

**Interstate Compact for Adult Offender Supervision  
State Dues Assessment - FY'09**

<u>State</u>	<u>State Dues Ratio</u> <sup>2</sup>	<u>State Population</u> <sup>3</sup>	<u>U.S. Population</u> <sup>3</sup>	<u>State Offender Transfers</u> <sup>4</sup>	<u>U.S. Offender Transfers</u> <sup>4</sup>	<u>Dues Per State</u> <sup>1,5</sup>
Maryland	0.021496	5296486	285230516	5717	234085	<b>\$34,598.40</b>
New Jersey	0.024148	8414350	285230516	4400	234085	<b>\$34,598.40</b>
Michigan	0.025457	9938444	285230516	3762	234085	<b>\$34,598.40</b>
North Carolina	0.028784	8049313	285230516	6870	234085	<b>\$34,598.40</b>
Ohio	0.029452	11353140	285230516	4471	234085	<b>\$34,598.40</b>
Missouri	0.029649	5595211	285230516	9289	234085	<b>\$34,598.40</b>
Pennsylvania	0.031196	12281054	285230516	4526	234085	<b>\$34,598.40</b>
Georgia	0.032677	8186453	285230516	8580	234085	<b>\$34,598.40</b>
Virginia	0.035263	7078515	285230516	10700	234085	<b>\$34,598.40</b>
Florida	0.047751	15982378	285230516	9239	234085	<b>\$42,166.80</b>
New York	0.053217	18976457	285230516	9341	234085	<b>\$42,166.80</b>
Illinois	0.054220	12419293	285230516	15192	234085	<b>\$42,166.80</b>
Texas	0.088867	20851820	285230516	24492	234085	<b>\$49,735.20</b>
California	0.114864	33871648	285230516	25978	234085	<b>\$49,735.20</b>

**\$1,447,726.80**

<sup>1</sup> - Based on total projected operating budget

<sup>2</sup> - (State population / U.S. Population) + (State Offender Transfers / Total U.S. Offender Transfers) / 2

<sup>3</sup> - Population data; U.S. Dept. of Commerce & U.S. Census Bureau; Census 2000

<sup>4</sup> - Compact populations as of April 1, 2002; annual number of offender transfers both into and out of the state

<sup>5</sup> - Dues increase voted on and approved at the 2005 and 2007 Annual Business Meeting

(a) - Territory data is projected based on an average state offender transfers to population ratio (1:1236)

(b) - Projected state transfer numbers; actual numbers not available

## **Data Collection**



# National Supervision Data Statistics Report

## Summary of 2008

	<u>Supervised IN State on Probation</u>	<u>Supervised IN State on Parole</u>	<u>Supervised OUT of State on Probation</u>	<u>Supervised OUT of State on Parole</u>	<u>Total Reported Supervised IN State</u>	<u>Total Reported Supervised OUT of State</u>
Jan 2008	87,257	23,592	91,154	26,288	110,849	117,442
Feb 2008	87,286	27,800	91,903	27,196	115,086	119,099
Mar 2008	89,881	25,386	91,460	27,907	115,267	119,367
Apr 2008	89,570	25,573	86,368	32,857	115,143	119,225
May 2008	88,258	26,126	88,161	26,838	114,384	114,999
Jun 2008	75,405	20,596	77,208	20,670	96,001	97,878
Jul 2008	37,607	10,276	49,395	15,221	47,883	64,616

## Summary of 2007

	<u>Supervised IN State on Probation</u>	<u>Supervised IN State on Parole</u>	<u>Supervised OUT of State on Probation</u>	<u>Supervised OUT of State on Parole</u>	<u>Total Reported Supervised IN State</u>	<u>Total Reported Supervised OUT of State</u>
Jan 2007	78,179	19,796	81,088	21,668	97,975	102,756
Feb 2007	73,602	23,059	81,613	23,449	96,661	105,062
Mar 2007	72,484	19,884	80,721	22,771	92,368	103,492
Apr 2007	71,352	20,531	77,021	22,927	91,883	99,948
May 2007	66,790	19,813	79,044	22,138	86,603	101,182
Jun 2007	69,869	21,318	79,376	22,425	91,187	101,801
Jul 2007	68,945	19,796	73,819	21,549	88,741	95,368
Aug 2007	64,951	23,059	64,098	27,153	88,010	91,251
Sep 2007	70,757	19,068	76,054	20,310	89,825	96,364
Oct 2007	73,056	19,992	79,653	21,976	93,048	101,629
Nov 2007	73,995	22,425	79,174	24,179	96,420	103,353
Dec 2007	94,949	24,574	96,393	26,403	119,523	122,796

## Summary of 2006

	<u>Supervised IN State on Probation</u>	<u>Supervised IN State on Parole</u>	<u>Supervised OUT of State on Probation</u>	<u>Supervised OUT of State on Parole</u>	<u>Total Reported Supervised IN State</u>	<u>Total Reported Supervised OUT of State</u>
Jan 2006	80,937	20,140	86,191	22,550	101,077	108,741
Feb 2006	86,943	20,859	88,244	23,645	107,802	111,889
Mar 2006	77,230	20,700	81,436	21,844	97,930	103,280
Apr 2006	81,798	21,844	85,115	24,671	103,642	109,786
May 2006	64,137	14,754	66,138	18,015	78,891	84,153
Jun 2006	78,136	22,035	89,484	26,628	100,171	116,112
Jul 2006	73,022	19,334	75,697	21,355	92,356	97,052
Aug 2006	66,659	20,695	71,748	23,244	87,354	94,992
Sep 2006	67,848	19,212	72,713	23,334	87,060	96,047
Oct 2006	73,294	20,586	83,398	23,574	93,880	106,972
Nov 2006	59,628	16,316	60,687	20,351	75,944	81,038

---

<b>Dec 2006</b>	73,937	20,543	77,431	24,861	<b>94,480</b>	<b>102,292</b>
-----------------	--------	--------	--------	--------	---------------	----------------

---

## **Summary of 2005**

	<u>Supervised IN State on Probation</u>	<u>Supervised IN State on Parole</u>	<u>Supervised OUT of State on Probation</u>	<u>Supervised OUT of State on Parole</u>	<u><b>Total Reported Supervised IN State</b></u>	<u><b>Total Reported Supervised OUT of State</b></u>
<b>Sep 2005</b>	61,548	22,030	71,825	23,468	<b>83,578</b>	<b>95,293</b>
<b>Oct 2005</b>	65,491	18,358	63,755	20,764	<b>83,849</b>	<b>84,519</b>
<b>Nov 2005</b>	89,445	21,702	101,076	22,903	<b>111,147</b>	<b>123,979</b>
<b>Dec 2005</b>	74,630	19,928	82,285	23,022	<b>94,558</b>	<b>105,307</b>

---

# Monthly Data Collections Report - June 2008

ENSURING PUBLIC SAFETY FOR THE 21<sup>ST</sup> CENTURY



**ICAOS**

Name	Month	IN State Prob.	IN State Parole	OUT of State Prob.	OUT of State Parole	Trans. IN Prob.	Trans. IN Parole	Trans. OUT Prob.	Trans. OUT Parole	Total IN State	Total OUT of State	Total Trans. IN	Total Trans. OUT
<b>Alabama</b>													
Lee Ishman	Jun 08	2,680	633	1,157	460	81	29	40	11	3,313	1,617	110	51
<b>Alaska</b>													
Kelly Cravens	Jun 08	156	73	213	46	8	5	8	4	229	259	13	12
<b>Arizona</b>													
Dori Ege	Jun 08	1,365	537	2,183	308	50	21	65	39	1,902	2,491	71	104
<b>Arkansas</b>													
Linda Strong	Jun 08	1,485	668	1,279	702	41	10	47	42	2,153	1,981	51	89
<b>California</b>													
David Babby	Jun 08	0	1,444	1,401	1,182	139	62	69	53	1,444	2,583	201	122
<b>Colorado</b>													
Louis Zorn	Jun 08	1,943	315	2,070	681	29	10	67	33	2,258	2,751	39	100
<b>Connecticut</b>													
Tami Ford	Jun 08	825	0	1,413	0	38	0	46	0	825	1,413	38	46
<b>Delaware</b>													
Wendi Caple	Jun 08	364	132	422	33	37	12	35	1	496	455	49	36
<b>District of Columbia</b>													
Jody Tracey	Jun 08	510	102	494	21	40	4	18	0	612	515	44	18
<b>Florida</b>													
Pamela Levine	Jun 08	4,756	1,646	5,665	229	198	102	261	14	6,402	5,894	300	275
<b>Hawaii</b>													
Janice Yamada	Jun 08	175	59	348	147	19	0	9	6	234	495	19	15
<b>Illinois</b>													
Richard Ludolph	Jun 08	3,868	0	2,048	0	97	0	78	0	3,868	2,048	97	78
Michelle Buscher	Jun 08	0	1,270	0	877	0	74	0	44	1,270	877	74	44
<b>Indiana</b>													

	Name	Month	IN State Prob.	IN State Parole	OUT of State Prob.	OUT of State Parole	Trans. IN Prob.	Trans. IN Parole	Trans. OUT Prob.	Trans. OUT Parole	Total IN State	Total OUT of State	Total Trans. IN	Total Trans. OUT
	Nita Wright	Jun 08	3,315	845	3,662	345	115	44	77	15	4,160	4,007	159	92
<b>Iowa</b>														
	Debra Klinzing	Jun 08	1,089	299	789	288	37	20	37	13	1,388	1,077	57	50
<b>Kansas</b>														
	Kimberly Schwant	Jun 08	1,246	447	943	549	59	33	41	35	1,693	1,492	92	76
<b>Kentucky</b>														
	Victor Hack	Jun 08	1,976	637	2,491	1,138	112	27	89	36	2,613	3,629	139	125
<b>Louisiana</b>														
	Daphine Denney	Jun 08	1,467	569	1,564	660	80	32	58	51	2,036	2,224	112	109
<b>Maine</b>														
	Tima	Jun 08	280	61	216	7	18	2	5	0	341	223	20	5
<b>Maryland</b>														
	Melanie P. Brock	Jun 08	2,506	462	1,230	519	88	13	31	5	2,968	1,749	101	36
<b>Massachusetts</b>														
	Donald	Jun 08	2,176	0	1,127	0	97	0	45	0	2,176	1,127	97	45
	Donald LaFratta	Jun 08	0	250	0	113	0	15	0	3	250	113	15	3
<b>Michigan</b>														
	Cynthia Johnson	Jun 08	1,605	549	1,072	563	50	25	54	37	2,154	1,635	75	91
<b>Minnesota</b>														
	Rose Ann Bisch	Jun 08	1,231	371	2,261	259	30	15	71	22	1,602	2,520	45	93
<b>Mississippi</b>														
	christopher epps	Jun 08	1,283	464	879	214	78	27	59	2	1,747	1,093	105	61
<b>Missouri</b>														
	Wanda LaCour	Jun 08	2,234	876	3,358	1,889	138	82	194	106	3,110	5,247	220	300
<b>Montana</b>														
	Cathy Gordon	Jun 08	337	90	850	230	5	0	26	16	427	1,080	5	42
<b>Nebraska</b>														
	Kari Rumbaugh	Jun 08	659	0	424	0	30	0	22	0	659	424	30	22
<b>Nevada</b>														
	Karen Finley	Jun 08	622	279	769	268	27	13	23	18	901	1,037	40	41
<b>New Hampshire</b>														
	Jeanne Stewart	Jun 08	497	71	513	308	16	3	14	8	568	821	19	22
<b>New Jersey</b>														
	Sheri Miller	Jun 08	6,140	0	7,726	0	92	0	200	0	6,140	7,726	92	200
	Brandon Rose	Jun 08	0	549	0	633	0	13	0	39	549	633	13	39
<b>New Mexico</b>														
	Roberta Cohen	Jun 08	1,264	359	855	303	71	19	55	13	1,623	1,158	90	68

	Name	Month	IN State Prob.	IN State Parole	OUT of State Prob.	OUT of State Parole	Trans. IN Prob.	Trans. IN Parole	Trans. OUT Prob.	Trans. OUT Parole	Total IN State	Total OUT of State	Total Trans. IN	Total Trans. OUT	
<b>New York</b>															
	Sandy Layton	Jun 08	3,375	0	2,547	0	177	0	86	0	3,375	2,547	177	86	
<b>North Carolina</b>															
	Betty Payton	Jun 08	3,109	874	1,162	107	21	14	37	5	3,983	1,269	35	42	
<b>North Dakota</b>															
	Charles R. Placek	Jun 08	583	90	424	105	14	3	22	8	673	529	17	30	
<b>Oklahoma</b>															
	Milton Gilliam	Jun 08	3,823	0	1,799	0	83	51	47	7	3,823	1,799	134	54	
<b>Pennsylvania</b>															
	Colleen M. Fickel	Jun 08	2,619	546	2,602	1,105	135	29	81	34	3,165	3,707	164	115	
<b>South Dakota</b>															
	Linda Ott	Jun 08	500	0	670	0	20	0	28	0	500	670	20	28	
<b>Tennessee</b>															
	Deborah Duke	Jun 08	2,626	908	1,646	502	88	35	55	12	3,534	2,148	123	67	
<b>Texas</b>															
	John Mullaney	Jun 08	3,877	2,106	7,741	3,216	217	123	306	98	5,983	10,957	340	404	
<b>US Virgin Islands</b>															
	Arline Swan	Jun 08	32	8	3	2	3	0	0	0	40	5	3	0	
<b>Utah</b>															
	Julie Christenson	Jun 08	418	139	261	135	2	1	12	5	557	396	3	17	
<b>Vermont</b>															
	Elaine Davis	Jun 08	266	72	297	82	6	3	6	8	338	379	9	14	
<b>Virginia</b>															
	James Sisk	Jun 08	2,102	670	5,755	641	73	22	177	13	2,772	6,396	95	190	
<b>Washington</b>															
	Marjorie Owens	Jun 08	1,495	548	244	242	0	0	14	0	2,043	486	0	14	
<b>West Virginia</b>															
	Henry Lowery	Jun 08	768	175	222	353	51	10	8	14	943	575	61	22	
<b>Wisconsin</b>															
	William Rankin	Jun 08	1,314	263	1,973	1,160	66	16	82	54	1,577	3,133	82	136	
<b>Wyoming</b>															
	Shane Sconce	Jun 08	444	140	440	48	9	4	9	1	584	488	13	10	
<b>TOTAL</b>												<b>3,908</b>	<b>3,739</b>		

# Monthly Data Collections Report - May 2008

ENSURING PUBLIC SAFETY FOR THE 21<sup>ST</sup> CENTURY



**ICAOS**

Name	Month	IN State Prob.	IN State Parole	OUT of State Prob.	OUT of State Parole	Trans. IN Prob.	Trans. IN Parole	Trans. OUT Prob.	Trans. OUT Parole	Total IN State	Total OUT of State	Total Trans. IN	Total Trans. OUT
<b>Alabama</b>													
Lee Ishman	May 08	2,656	630	1,271	368	105	32	42	10	3,286	1,639	137	52
<b>Alaska</b>													
Dan Delapina	May 08	155	70	209	57	3	5	6	5	225	266	8	11
<b>Arizona</b>													
Dori Ege	May 08	1,389	0	2,181	0	52	0	77	0	1,389	2,181	52	77
Dori Ege	May 08	0	548	0	309	0	36	0	33	548	309	36	33
<b>Arkansas</b>													
Linda Strong	May 08	1,658	703	1,306	662	38	15	43	36	2,361	1,968	53	79
<b>California</b>													
David Babby	May 08	0	1,485	0	1,289	139	44	117	60	1,485	1,289	183	177
<b>Colorado</b>													
Louis Zorn	May 08	1,936	308	2,130	671	9	15	51	24	2,244	2,801	24	75
<b>Connecticut</b>													
Tracy Johnson	May 08	0	186	0	94	0	3	0	4	186	94	3	4
Tami Ford	May 08	825	0	1,413	0	30	0	61	0	825	1,413	30	61
<b>Delaware</b>													
Wendi Caple	May 08	364	128	434	34	32	17	21	0	492	468	49	21
<b>District of Columbia</b>													
Jody Tracey	May 08	503	101	506	18	30	4	50	1	604	524	34	51
<b>Florida</b>													
Pamela Levine	May 08	4,752	1,649	5,646	223	216	105	237	18	6,401	5,869	321	255
<b>Georgia</b>													
Joe Kuebler	May 08	4,060	807	7,407	2,469	147	37	231	55	4,867	9,876	184	286
<b>Hawaii</b>													
Janice Yamada	May 08	173	61	340	143	10	1	8	1	234	483	11	9

	Name	Month	IN State Prob.	IN State Parole	OUT of State Prob.	OUT of State Parole	Trans. IN Prob.	Trans. IN Parole	Trans. OUT Prob.	Trans. OUT Parole	Total IN State	Total OUT of State	Total Trans. IN	Total Trans. OUT	
<b>Illinois</b>															
	Michelle	May 08	0	1,307	0	870	0	39	0	41	1,307	870	39	41	
	Richard Ludolph	May 08	4,565	0	2,347	0	150	0	90	0	4,565	2,347	150	90	
<b>Indiana</b>															
	Art Hegewald	May 08	0	855	0	373	0	40	0	23	855	373	40	23	
	Nita Wright	May 08	3,280	855	3,726	373	105	40	97	23	4,135	4,099	145	120	
<b>Iowa</b>															
	Debra Klinzing	May 08	1,095	300	780	285	85	26	44	14	1,395	1,065	111	58	
<b>Kansas</b>															
	Kimberly Schwant	May 08	1,268	447	970	557	30	8	43	28	1,715	1,527	38	71	
<b>Louisiana</b>															
	DAPHINE DENNEY	May 08	1,465	556	1,563	673	72	28	66	57	2,021	2,236	100	123	
<b>Maine</b>															
	Tima	May 08	279	63	219	7	8	2	9	0	342	226	10	9	
<b>Maryland</b>															
	Melanie P. Brock	May 08	2,473	457	1,249	525	76	15	56	17	2,930	1,774	91	73	
<b>Massachusetts</b>															
	Donald LaFratta	May 08	2,395	247	1,301	109	96	13	67	0	2,642	1,410	109	67	
<b>Michigan</b>															
	Cynthia Johnson	May 08	1,582	554	1,033	599	47	10	44	22	2,136	1,632	57	66	
<b>Minnesota</b>															
	Rose Ann Bisch	May 08	1,263	364	2,275	259	55	7	74	18	1,627	2,534	62	92	
<b>Mississippi</b>															
	CHRISTOPHER EPPS	May 08	1,255	455	851	215	65	18	51	0	1,710	1,066	83	51	
<b>Missouri</b>															
	Wanda LaCour	May 08	2,196	874	3,375	1,892	106	86	179	114	3,070	5,267	192	293	
<b>Montana</b>															
	Cathy Gordon	May 08	350	93	851	235	22	4	35	7	443	1,086	26	42	
<b>Nebraska</b>															
	Kari Rumbaugh	May 08	698	0	438	0	36	0	33	0	698	438	36	33	
	Marcella A.Shortt	May 08	0	184	0	84	0	8	0	5	184	84	8	5	
<b>Nevada</b>															
	Karen Finley	May 08	626	286	795	263	17	19	29	12	912	1,058	36	41	
<b>New Hampshire</b>															
	Jeanne Stewart	May 08	495	69	520	290	18	2	21	21	564	810	20	42	
<b>New Jersey</b>															

	Name	Month	IN State Prob.	IN State Parole	OUT of State Prob.	OUT of State Parole	Trans. IN Prob.	Trans. IN Parole	Trans. OUT Prob.	Trans. OUT Parole	Total IN State	Total OUT of State	Total Trans. IN	Total Trans. OUT
	Brandon Rose	May 08	0	474	0	608	0	26	0	20	474	608	26	20
	Sheri Miller	May 08	6,124	0	7,715	0	110	0	209	0	6,124	7,715	110	209
<b>New Mexico</b>														
	Roberta Cohen	May 08	1,240	355	843	292	97	8	43	11	1,595	1,135	105	54
<b>New York</b>														
	Richard Bitel	May 08	0	989	0	1,608	0	76	0	74	989	1,608	76	74
	Sandra A. Layton	May 08	3,342	0	2,509	0	189	0	124	0	3,342	2,509	189	124
<b>North Carolina</b>														
	Betty Payton	May 08	3,211	887	1,179	112	51	24	42	10	4,098	1,291	75	52
	Betty Payton	May 08	3,117	874	1,156	110	25	20	32	10	3,991	1,266	45	42
<b>North Dakota</b>														
	Charles R. Placek	May 08	592	93	425	98	21	6	24	5	685	523	27	29
<b>Ohio</b>														
	Katrina Ransom	May 08	2,472	1,010	2,179	931	137	88	91	35	3,482	3,110	225	126
<b>Oklahoma</b>														
	Milton Gilliam	May 08	3,780	0	1,766	0	55	31	54	7	3,780	1,766	86	61
<b>Oregon</b>														
	Denise Sitler	May 08	1,004	311	1,004	531	55	16	71	21	1,315	1,535	71	92
<b>Pennsylvania</b>														
	Colleen M. Fickel	May 08	2,677	548	2,510	1,146	162	40	50	56	3,225	3,656	202	106
<b>Puerto Rico</b>														
	Carmen	May 08	168	128	92	18	6	3	1	0	296	110	9	1
<b>Rhode Island</b>														
	Laura Queenan	May 08	339	46	1,009	56	32	9	36	3	385	1,065	41	39
<b>South Carolina</b>														
	Samuel Glover	May 08	1,797	478	882	411	66	18	36	17	2,275	1,293	84	53
<b>South Dakota</b>														
	David Geffre	May 08	0	68	0	396	0	6	0	12	68	396	6	12
	Linda Ott	May 08	514	0	680	0	18	0	31	0	514	680	18	31
<b>Tennessee</b>														
	Deborah Duke	May 08	2,604	899	1,633	496	124	35	54	10	3,503	2,129	159	64
<b>Texas</b>														
	John	May 08	3,876	2,046	7,724	3,151	198	86	288	109	5,922	10,875	284	397
<b>US Virgin Islands</b>														
	Arline Swan	May 08	30	8	1	2	4	0	1	0	38	3	4	1
<b>Utah</b>														
	Julie Christenson	May 08	404	137	263	129	1	1	14	5	541	392	2	19

	Name	Month	IN State Prob.	IN State Parole	OUT of State Prob.	OUT of State Parole	Trans. IN Prob.	Trans. IN Parole	Trans. OUT Prob.	Trans. OUT Parole	Total IN State	Total OUT of State	Total Trans. IN	Total Trans. OUT
	Julie Christenson	May 08	404	137	263	129	1	1	14	5	541	392	2	19
	Julie Christenson	May 08	404	137	263	129	1	1	14	5	541	392	2	19
<b>Vermont</b>														
	Elaine Davis	May 08	275	72	315	77	9	7	13	6	347	392	16	19
<b>Virginia</b>														
	James Sisk	May 08	2,088	655	5,712	644	66	21	185	9	2,743	6,356	87	194
<b>Washington</b>														
	Marjorie Owens	May 08	1,526	555	246	246	37	1	12	1	2,081	492	38	13
<b>West Virginia</b>														
	Henry Lowery	May 08	763	168	227	342	25	7	16	16	931	569	32	32
<b>Wisconsin</b>														
	William Rankin	May 08	1,308	268	1,989	1,184	51	13	63	64	1,576	3,173	64	127
<b>Wyoming</b>														
	Shane Sconce	May 08	443	141	440	46	7	3	9	0	584	486	10	9
											<b>TOTAL</b>		<b>4,573</b>	<b>4,569</b>

# Monthly Data Collections Report - April 2008

ENSURING PUBLIC SAFETY FOR THE 21<sup>ST</sup> CENTURY



**ICAOS**

Name	Month	IN State Prob.	IN State Parole	OUT of State Prob.	OUT of State Parole	Trans. IN Prob.	Trans. IN Parole	Trans. OUT Prob.	Trans. OUT Parole	Total IN State	Total OUT of State	Total Trans. IN	Total Trans. OUT
<b>Alabama</b>													
Lee Ishman	Apr 08	2,593	620	1,157	361	166	36	46	16	3,213	1,518	202	62
<b>Alaska</b>													
Dan Delapina	Apr 08	161	68	206	50	5	3	9	1	229	256	8	10
<b>Arizona</b>													
Dori Ege	Apr 08	1,393	0	2,245	0	68	0	72	0	1,393	2,245	68	72
Dori Ege	Apr 08	0	530	0	290	0	21	0	45	530	290	21	45
<b>Arkansas</b>													
Linda Strong	Apr 08	1,658	712	1,296	640	38	15	18	32	2,370	1,936	53	50
<b>California</b>													
David Babby	Apr 08	0	1,530	0	1,284	174	57	85	55	1,530	1,284	231	140
<b>Colorado</b>													
Louis Zorn	Apr 08	1,919	305	2,138	678	21	16	118	36	2,224	2,816	37	154
<b>Connecticut</b>													
Tracy Johnson	Apr 08	0	183	0	98	0	7	0	7	183	98	7	7
Tami Ford	Apr 08	768	0	1,561	0	31	0	58	0	768	1,561	31	58
<b>Delaware</b>													
Wendi Caple	Apr 08	369	124	447	29	26	10	26	1	493	476	36	27
<b>District of Columbia</b>													
Jody Tracey	Apr 08	503	103	486	21	45	2	15	0	606	507	47	15
<b>Florida</b>													
Pamela Levine	Apr 08	4,764	1,638	222	5,636	101	186	301	17	6,402	5,858	287	318
<b>Georgia</b>													
Michelle Zachary	Apr 08	4,031	805	7,308	2,520	197	30	226	44	4,836	9,828	227	270
<b>Hawaii</b>													
Janice Yamada	Apr 08	175	63	338	145	14	3	6	1	238	483	17	7

	Name	Month	IN State Prob.	IN State Parole	OUT of State Prob.	OUT of State Parole	Trans. IN Prob.	Trans. IN Parole	Trans. OUT Prob.	Trans. OUT Parole	Total IN State	Total OUT of State	Total Trans. IN	Total Trans. OUT	
<b>Idaho</b>															
	Margaret Lint	Apr 08	473	201	1,014	361	63	17	61	25	674	1,375	80	86	
<b>Illinois</b>															
	Richard	Apr 08	5,600	0	3,297	0	121	0	87	0	5,600	3,297	121	87	
	Michelle Buscher	Apr 08	0	1,366	0	873	0	73	0	48	1,366	873	73	48	
<b>Indiana</b>															
	Nita Wright	Apr 08	3,262	861	3,691	382	114	40	126	40	4,123	4,073	154	166	
<b>Iowa</b>															
	Debra Klinzing	Apr 08	1,095	307	780	290	62	18	47	8	1,402	1,070	80	55	
<b>Kansas</b>															
	Jerry Bauer	Apr 08	1,272	447	970	558	34	22	58	49	1,719	1,528	56	107	
<b>Kentucky</b>															
	Victor Hack	Apr 08	1,928	626	2,401	1,124	104	24	117	58	2,554	3,525	128	175	
<b>Louisiana</b>															
	Daphine Denney	Apr 08	1,439	544	1,586	668	101	41	72	50	1,983	2,254	142	122	
<b>Maine</b>															
	Tima	Apr 08	282	62	226	7	9	1	13	0	344	233	10	13	
<b>Maryland</b>															
	Melanie P. Brock	Apr 08	2,509	448	1,259	537	106	17	29	11	2,957	1,796	123	40	
<b>Massachusetts</b>															
	Donald LaFratta	Apr 08	2,244	0	1,154	0	112	0	63	0	2,244	1,154	112	63	
	Donald LaFratta	Apr 08	0	243	0	113	0	9	0	3	243	113	9	3	
<b>Michigan</b>															
	Cynthia Johnson	Apr 08	1,585	552	1,009	586	66	20	72	34	2,137	1,595	86	106	
<b>Minnesota</b>															
	Rose Ann Bisch	Apr 08	1,246	365	2,261	246	48	12	69	20	1,611	2,507	60	89	
<b>Mississippi</b>															
	Christohper Epps	Apr 08	760	229	881	218	57	6	98	15	989	1,099	63	113	
<b>Missouri</b>															
	Wanda LaCour	Apr 08	2,186	866	3,383	1,889	150	90	192	104	3,052	5,272	240	296	
<b>Montana</b>															
	Cathy Gordon	Apr 08	335	92	839	231	22	5	18	7	427	1,070	27	25	
<b>Nebraska</b>															
	Kari Rumbaugh	Apr 08	703	0	432	0	35	0	20	0	703	432	35	20	
	Marcella A. Shortt	Apr 08	0	188	0	82	0	9	0	6	188	82	9	6	
<b>Nevada</b>															
	Karen Finley	Apr 08	636	288	795	262	30	12	36	14	924	1,057	42	50	

	Name	Month	IN State Prob.	IN State Parole	OUT of State Prob.	OUT of State Parole	Trans. IN Prob.	Trans. IN Parole	Trans. OUT Prob.	Trans. OUT Parole	Total IN State	Total OUT of State	Total Trans. IN	Total Trans. OUT	
<b>New Hampshire</b>															
	Jeanne Stewart	Apr 08	491	68	517	275	37	4	19	10	559	792	41	29	
<b>New Jersey</b>															
	Brandon Rose	Apr 08	0	530	0	579	0	18	0	17	530	579	18	17	
	Sheri Miller	Apr 08	6,104	0	7,701	0	103	0	231	0	6,104	7,701	103	231	
<b>New Mexico</b>															
	Roberta Cohen	Apr 08	1,259	336	895	302	70	27	50	13	1,595	1,197	97	63	
<b>New York</b>															
	richard bitel	Apr 08	0	955	0	1,524	0	78	0	145	955	1,524	78	145	
	Sandra A. Layton	Apr 08	3,358	0	2,515	0	207	0	97	0	3,358	2,515	207	97	
<b>North Carolina</b>															
	Betty Payton	Apr 08	3,185	887	1,186	107	61	23	63	3	4,072	1,293	84	66	
	Betty Payton	Apr 08	3,103	876	1,171	106	42	21	57	2	3,979	1,277	63	59	
<b>North Dakota</b>															
	Charles R. Placek	Apr 08	588	90	427	97	15	7	23	4	678	524	22	27	
<b>Ohio</b>															
	Katrina Ransom	Apr 08	2,430	999	2,154	908	129	57	81	37	3,429	3,062	186	118	
<b>Oklahoma</b>															
	Milton Gilliam	Apr 08	3,797	0	1,756	0	78	18	58	10	3,797	1,756	96	68	
<b>Oregon</b>															
	Denise Sittler	Apr 08	850	303	844	527	64	24	81	30	1,153	1,371	88	111	
<b>Pennsylvania</b>															
	Colleen M. Fickel	Apr 08	2,597	514	2,496	1,099	159	32	90	45	3,111	3,595	191	135	
<b>Puerto Rico</b>															
	Carmen Ayala-Rios	Apr 08	143	111	96	16	7	5	5	2	254	112	12	7	
<b>Rhode Island</b>															
	Laura Queenan	Apr 08	341	45	1,006	51	38	8	61	10	386	1,057	46	71	
<b>South Carolina</b>															
	Ann Clarke	Apr 08	1,818	476	885	407	78	25	36	13	2,294	1,292	103	49	
<b>South Dakota</b>															
	David Geffre	Apr 08	0	69	0	395	0	9	0	15	69	395	9	15	
	Linda Ott	Apr 08	514	0	676	0	21	0	20	0	514	676	21	20	
<b>Tennessee</b>															
	Deborah Duke	Apr 08	2,548	897	1,604	487	104	39	57	6	3,445	2,091	143	63	
<b>Texas</b>															
	John Mullaney	Apr 08	3,692	2,026	7,824	3,155	241	100	337	89	5,718	10,979	341	426	
<b>US Virgin Islands</b>															

	Name	Month	IN State Prob.	IN State Parole	OUT of State Prob.	OUT of State Parole	Trans. IN Prob.	Trans. IN Parole	Trans. OUT Prob.	Trans. OUT Parole	Total IN State	Total OUT of State	Total Trans. IN	Total Trans. OUT
	Arline Swan	Apr 08	28	8	2	2	2	0	0	0	36	4	2	0
<b>Utah</b>														
	Julie Christenson	Apr 08	410	140	262	129	1	3	7	9	550	391	4	16
<b>Vermont</b>														
	Elaine Davis	Apr 08	278	80	360	78	14	5	11	4	358	438	19	15
<b>Virginia</b>														
	James Sisk	Apr 08	2,089	659	5,706	644	66	27	182	25	2,748	6,350	93	207
<b>Washington</b>														
	Marjorie Owens	Apr 08	1,523	563	243	250	49	5	22	4	2,086	493	54	26
<b>West Virginia</b>														
	Henry Lowery	Apr 08	777	166	228	333	35	1	14	25	943	561	36	39
<b>Wisconsin</b>														
	William Rankin	Apr 08	1,309	271	1,994	1,162	72	11	76	62	1,580	3,156	83	138
<b>Wyoming</b>														
	Shane Sconce	Apr 08	449	138	438	45	13	5	6	0	587	483	18	6
											<b>TOTAL</b>		<b>5,180</b>	<b>5,169</b>

# Monthly Data Collections Report - March 2008

ENSURING PUBLIC SAFETY FOR THE 21<sup>ST</sup> CENTURY



**ICAOS**

Name	Month	IN State Prob.	IN State Parole	OUT of State Prob.	OUT of State Parole	Trans. IN Prob.	Trans. IN Parole	Trans. OUT Prob.	Trans. OUT Parole	Total IN State	Total OUT of State	Total Trans. IN	Total Trans. OUT
<b>Alabama</b>													
Chris Norman	Mar 08	2,564	631	1,165	366	145	32	77	11	3,195	1,531	177	88
<b>Alaska</b>													
dan delapina	Mar 08	162	72	208	54	6	3	6	3	234	262	9	9
<b>Arizona</b>													
Dori Ege	Mar 08	0	532	0	291	0	40	0	34	532	291	40	34
Dori Ege	Mar 08	1,398	0	2,233	0	49	0	76	0	1,398	2,233	49	76
<b>Arkansas</b>													
Linda Strong	Mar 08	1,657	709	632	1,305	36	13	36	38	2,366	1,937	49	74
<b>California</b>													
David Babby	Mar 08	0	1,530	0	1,303	177	65	97	58	1,530	1,303	242	155
<b>Colorado</b>													
LOUIS ZORN	Mar 08	1,956	299	2,140	653	13	5	56	33	2,255	2,793	18	89
<b>Connecticut</b>													
Tami Ford	Mar 08	949	0	1,741	0	75	0	114	0	949	1,741	75	114
<b>Delaware</b>													
Wendi Caple	Mar 08	383	130	433	32	43	11	54	0	513	465	54	54
<b>District of Columbia</b>													
Jody Tracey	Mar 08	488	96	524	17	41	6	9	0	584	541	47	9
<b>Florida</b>													
Pamela Levine	Mar 08	4,765	1,634	5,619	215	247	108	304	13	6,399	5,834	355	317
<b>Georgia</b>													
Joe Kuebler	Mar 08	3,945	814	7,222	2,516	179	26	202	42	4,759	9,738	205	244
<b>Hawaii</b>													
Janice Yamada	Mar 08	174	63	329	148	3	1	4	1	237	477	4	5
<b>Idaho</b>													



	Name	Month	IN State Prob.	IN State Parole	OUT of State Prob.	OUT of State Parole	Trans. IN Prob.	Trans. IN Parole	Trans. OUT Prob.	Trans. OUT Parole	Total IN State	Total OUT of State	Total Trans. IN	Total Trans. OUT
	Jeanne Stewart	Mar 08	469	66	525	282	22	2	28	6	535	807	24	34
<b>New Jersey</b>														
	Brandon Rose	Mar 08	0	521	0	583	0	19	0	20	521	583	19	20
	Sheri	Mar 08	6,070	0	7,669	0	96	0	178	0	6,070	7,669	96	178
<b>New Mexico</b>														
	Roberta Cohen	Mar 08	1,200	325	849	279	81	16	47	9	1,525	1,128	97	56
<b>New York</b>														
	Sandy Layton	Mar 08	3,350	0	2,515	0	269	0	75	0	3,350	2,515	269	75
	richard bitel	Mar 08	0	944	0	1,589	0	24	0	40	944	1,589	24	40
<b>North Carolina</b>														
	Betty Payton	Mar 08	3,075	847	1,140	107	14	10	57	12	3,922	1,247	24	69
	Betty Payton	Mar 08	3,189	890	1,167	110	54	25	73	14	4,079	1,277	79	87
<b>North Dakota</b>														
	Charles R. Placek	Mar 08	586	87	426	97	28	4	20	7	673	523	32	27
<b>Ohio</b>														
	Katrina Ransom	Mar 08	2,388	990	2,125	905	118	79	78	10	3,378	3,030	197	88
<b>Oklahoma</b>														
	Milton Gilliam	Mar 08	3,836	0	1,738	0	90	34	40	7	3,836	1,738	124	47
<b>Oregon</b>														
	Denise Sittler	Mar 08	842	302	860	527	44	24	65	30	1,144	1,387	68	95
<b>Pennsylvania</b>														
	Colleen M. Fickel	Mar 08	2,620	519	2,474	1,070	132	32	97	45	3,139	3,544	164	142
<b>Puerto Rico</b>														
	Carmen Ayala-Rios	Mar 08	142	107	93	16	7	3	5	0	249	109	10	5
<b>Rhode Island</b>														
	Laura Queenan	Mar 08	336	48	1,011	51	35	8	40	3	384	1,062	43	43
<b>South Carolina</b>														
	Ann Clarke	Mar 08	1,806	468	903	409	81	16	39	11	2,274	1,312	97	50
<b>South Dakota</b>														
	David Geffre	Mar 08	0	62	0	387	0	6	0	15	62	387	6	15
	Linda Ott	Mar 08	521	0	683	0	23	0	33	0	521	683	23	33
<b>Tennessee</b>														
	Deborah Duke	Mar 08	2,540	894	1,593	490	120	33	39	10	3,434	2,083	153	49
<b>Texas</b>														
	John Mullaney	Mar 08	3,873	2,018	8,057	3,142	214	112	353	93	5,891	11,199	326	446
<b>US Virgin Islands</b>														
	Arline Swan	Mar 08	26	8	4	2	2	0	0	0	34	6	2	0

	Name	Month	IN State Prob.	IN State Parole	OUT of State Prob.	OUT of State Parole	Trans. IN Prob.	Trans. IN Parole	Trans. OUT Prob.	Trans. OUT Parole	Total IN State	Total OUT of State	Total Trans. IN	Total Trans. OUT
<b>Utah</b>	Julie Christenson	Mar 08	409	137	272	130	2	1	12	9	546	402	3	21
<b>Vermont</b>	Elaine Davis	Mar 08	277	80	375	79	12	2	7	3	357	454	14	10
<b>Virginia</b>	James Sisk	Mar 08	2,135	690	5,773	662	84	15	189	8	2,825	6,435	99	197
<b>Washington</b>	Marjorie Owens	Mar 08	1,478	548	234	250	30	5	16	3	2,026	484	35	19
<b>West Virginia</b>	Henry Lowery	Mar 08	792	173	220	320	35	11	4	35	965	540	46	39
<b>Wisconsin</b>	William Rankin	Mar 08	1,289	262	1,996	1,159	50	12	67	48	1,551	3,155	62	115
<b>Wyoming</b>	Shane Sconce	Mar 08	441	132	441	42	13	5	21	1	573	483	18	22
<b>TOTAL</b>												<b>4,964</b>	<b>4,772</b>	

# Monthly Data Collections Report - February 2008

ENSURING PUBLIC SAFETY FOR THE 21<sup>ST</sup> CENTURY



**ICAOS**

Name	Month	IN State Prob.	IN State Parole	OUT of State Prob.	OUT of State Parole	Trans. IN Prob.	Trans. IN Parole	Trans. OUT Prob.	Trans. OUT Parole	Total IN State	Total OUT of State	Total Trans. IN	Total Trans. OUT
<b>Alabama</b>													
Rich Pierce	Feb 08	2,612	674	1,149	451	108	18	34	6	3,286	1,600	126	40
<b>Alaska</b>													
dan delapina	Feb 08	170	74	210	55	7	1	10	5	244	265	8	15
<b>Arizona</b>													
Dori Ege	Feb 08	1,404	532	2,234	301	52	32	82	33	1,936	2,535	84	115
<b>Arkansas</b>													
Linda Strong	Feb 08	714	1,652	620	1,318	19	49	30	42	2,366	1,938	68	72
<b>California</b>													
David Babby	Feb 08	0	1,643	0	1,325	156	31	0	46	1,643	1,325	187	46
<b>Colorado</b>													
Louis Zorn	Feb 08	1,936	305	2,079	669	25	8	65	28	2,241	2,748	33	93
<b>Connecticut</b>													
Tami Ford	Feb 08	949	0	1,775	0	45	0	137	0	949	1,775	45	137
Tracy Johnson	Feb 08	0	184	0	102	0	5	0	4	184	102	5	4
<b>Delaware</b>													
Wendi Caple	Feb 08	388	134	418	32	36	4	39	0	522	450	40	39
<b>District of Columbia</b>													
jody tracey	Feb 08	467	86	546	21	35	3	20	1	553	567	38	21
<b>Florida</b>													
Pamela Levine	Feb 08	4,735	1,642	5,585	215	207	93	246	15	6,377	5,800	300	261
<b>Georgia</b>													
Joe Kuebler	Feb 08	3,921	803	7,178	2,480	141	28	247	77	4,724	9,658	169	324
<b>Hawaii</b>													
Janice Yamada	Feb 08	173	68	318	150	6	3	10	1	241	468	9	11
<b>Idaho</b>													



	Name	Month	IN State Prob.	IN State Parole	OUT of State Prob.	OUT of State Parole	Trans. IN Prob.	Trans. IN Parole	Trans. OUT Prob.	Trans. OUT Parole	Total IN State	Total OUT of State	Total Trans. IN	Total Trans. OUT
	Sheri Miller	Feb 08	6,045	0	7,656	0	78	0	203	0	6,045	7,656	78	203
	Brandon Rose	Feb 08	0	516	0	590	0	16	0	31	516	590	16	31
<b>New Mexico</b>														
	Roberta Cohen	Feb 08	1,680	595	1,282	296	58	15	73	17	2,275	1,578	73	90
<b>New York</b>														
	Richard Bitel	Feb 08	0	958	0	1,497	0	80	0	127	958	1,497	80	127
	Sandy Layton	Feb 08	3,387	0	2,557	0	154	0	86	0	3,387	2,557	154	86
<b>North Carolina</b>														
	Betty Payton	Feb 08	867	3,164	1,154	103	50	17	50	5	4,031	1,257	67	55
	Betty Payton	Feb 08	3,057	837	1,130	99	27	8	34	1	3,894	1,229	35	35
<b>North Dakota</b>														
	Charles R. Placek	Feb 08	573	89	424	91	14	4	30	8	662	515	18	38
<b>Ohio</b>														
	Katrina Ransom	Feb 08	2,341	986	2,078	800	110	73	77	37	3,327	2,878	183	114
<b>Oklahoma</b>														
	Milton Gilliam	Feb 08	3,812	0	1,744	0	66	30	57	10	3,812	1,744	96	67
<b>Oregon</b>														
	Denise Sitler	Feb 08	849	296	862	526	39	16	50	21	1,145	1,388	55	71
<b>Pennsylvania</b>														
	Colleen M Fickel	Feb 08	2,607	506	2,436	1,042	198	39	113	32	3,113	3,478	237	145
<b>Puerto Rico</b>														
	Carmen Ayala-Rios	Feb 08	141	113	89	14	7	3	2	0	254	103	10	2
<b>Rhode Island</b>														
	Laura Queenan	Feb 08	326	49	1,009	52	39	2	40	3	375	1,061	41	43
<b>South Carolina</b>														
	Ann Clarke	Feb 08	1,790	474	920	413	69	18	41	11	2,264	1,333	87	52
<b>South Dakota</b>														
	David Geffre	Feb 08	0	59	0	394	0	3	0	11	59	394	3	11
	Linda Ott	Feb 08	522	0	689	0	18	0	22	0	522	689	18	22
<b>Tennessee</b>														
	Deborah Duke	Feb 08	2,490	887	1,592	460	98	34	31	9	3,377	2,052	132	40
<b>Texas</b>														
	John Mullaney	Feb 08	3,907	1,982	8,034	3,143	198	105	268	81	5,889	11,177	303	349
<b>US Virgin Islands</b>														
	Arline Swan	Feb 08	27	10	4	2	1	0	0	0	37	6	1	0
<b>Utah</b>														
	Julie Christenson	Feb 08	575	210	279	127	1	1	12	7	785	406	2	19

	Name	Month	IN State Prob.	IN State Parole	OUT of State Prob.	OUT of State Parole	Trans. IN Prob.	Trans. IN Parole	Trans. OUT Prob.	Trans. OUT Parole	Total IN State	Total OUT of State	Total Trans. IN	Total Trans. OUT
<b>Vermont</b>	Elaine Davis	Feb 08	273	78	380	79	5	2	4	5	351	459	7	9
<b>Virginia</b>	James Sisk	Feb 08	2,198	690	5,755	687	81	30	178	15	2,888	6,442	111	193
<b>Washington</b>	Marjorie Owens	Feb 08	1,531	546	250	253	36	7	21	4	2,077	503	43	25
<b>West Virginia</b>	Henry Lowery	Feb 08	799	167	219	289	45	3	10	14	966	508	48	24
<b>Wisconsin</b>	William	Feb 08	1,296	263	1,983	1,160	57	10	62	36	1,559	3,143	67	98
<b>Wyoming</b>	Shane Sconce	Feb 08	412	116	428	44	3	2	13	0	528	472	5	13
<b>TOTAL</b>												<b>4,637</b>	<b>4,731</b>	

# Monthly Data Collections Report - January 2008

ENSURING PUBLIC SAFETY FOR THE 21<sup>ST</sup> CENTURY



**ICAOS**

Name	Month	IN State Prob.	IN State Parole	OUT of State Prob.	OUT of State Parole	Trans. IN Prob.	Trans. IN Parole	Trans. OUT Prob.	Trans. OUT Parole	Total IN State	Total OUT of State	Total Trans. IN	Total Trans. OUT
<b>Alabama</b>													
Rich Pierce	Jan 08	2,569	680	1,140	456	145	32	77	11	3,249	1,596	177	88
<b>Alaska</b>													
Dan Delapina	Jan 08	163	75	205	53	5	1	11	3	238	258	6	14
<b>Arizona</b>													
Dori Ege	Jan 08	1,416	520	2,212	311	49	35	89	26	1,936	2,523	84	115
<b>Arkansas</b>													
Linda Strong	Jan 08	1,640	704	1,311	616	42	18	34	28	2,344	1,927	60	62
<b>California</b>													
David Babby	Jan 08	0	1,645	0	1,327	0	74	0	48	1,645	1,327	74	48
<b>Colorado</b>													
Louis Zorn	Jan 08	1,917	302	2,064	664	54	10	69	31	2,219	2,728	64	100
<b>Connecticut</b>													
Tracy Johnson	Jan 08	0	189	0	100	0	7	0	1	189	100	7	1
Tami Ford	Jan 08	968	0	1,778	0	35	0	83	0	968	1,778	35	83
<b>Delaware</b>													
Chris Ciecko	Jan 08	394	134	411	32	25	5	34	1	528	443	30	35
<b>District of Columbia</b>													
jody tracey	Jan 08	409	92	555	21	27	4	28	0	501	576	31	28
<b>Florida</b>													
Pamela Levine	Jan 08	4,706	1,620	5,554	216	227	113	296	11	6,326	5,770	340	307
<b>Georgia</b>													
Joe Kuebler	Jan 08	3,938	804	7,036	2,512	155	28	163	54	4,742	9,548	183	217
<b>Hawaii</b>													
Janice Yamada	Jan 08	171	61	307	151	7	0	10	0	232	458	7	10
<b>Idaho</b>													

	Name	Month	IN State Prob.	IN State Parole	OUT of State Prob.	OUT of State Parole	Trans. IN Prob.	Trans. IN Parole	Trans. OUT Prob.	Trans. OUT Parole	Total IN State	Total OUT of State	Total Trans. IN	Total Trans. OUT
	Margaret Lint	Jan 08	445	197	985	315	31	12	35	14	642	1,300	43	49
<b>Illinois</b>														
	Richard Ludolph	Jan 08	6,215	0	3,844	0	113	0	92	0	6,215	3,844	113	92
<b>Indiana</b>														
	Nita Wright	Jan 08	2,933	846	3,503	395	71	30	98	21	3,779	3,898	101	119
<b>Iowa</b>														
	Debra Klinzing	Jan 08	1,121	297	755	270	58	20	37	11	1,418	1,025	78	48
<b>Kansas</b>														
	Jerry Bauer	Jan 08	1,267	440	915	541	37	24	66	46	1,707	1,456	61	112
<b>Kentucky</b>														
	Amanda S. Burt	Jan 08	1,906	614	2,343	1,093	101	50	93	81	2,520	3,436	151	174
<b>Louisiana</b>														
	DAPHINE	Jan 08	1,363	530	1,586	665	81	34	77	53	1,893	2,251	115	130
<b>Maine</b>														
	Tima	Jan 08	281	63	219	7	16	4	10	0	344	226	20	10
<b>Maryland</b>														
	Melanie P. Brock	Jan 08	2,488	453	1,314	547	79	18	48	15	2,941	1,861	97	63
<b>Massachusetts</b>														
	Donald LaFratta	Jan 08	0	243	0	113	0	9	0	3	243	113	9	3
	Donald LaFratta	Jan 08	2,233	0	1,121	0	93	0	88	0	2,233	1,121	93	88
<b>Michigan</b>														
	Cynthia Johnson	Jan 08	1,686	576	1,109	581	88	18	52	48	2,262	1,690	106	100
<b>Minnesota</b>														
	Rose Ann Bisch	Jan 08	1,256	367	2,245	243	51	13	67	21	1,623	2,488	64	88
<b>Mississippi</b>														
	Christopher Epps	Jan 08	756	235	886	228	87	46	31	15	991	1,114	133	46
<b>Missouri</b>														
	Wanda LaCour	Jan 08	2,204	849	3,378	1,988	158	67	229	136	3,053	5,366	225	365
<b>Montana</b>														
	Cathy Gordon	Jan 08	323	99	861	246	16	3	20	18	422	1,107	19	38
<b>Nebraska</b>														
	Kari Rumbaugh	Jan 08	685	0	424	0	40	0	18	0	685	424	40	18
	Marcella Short	Jan 08	0	183	0	80	0	13	0	6	183	80	13	6
<b>Nevada</b>														
	Karen Finley	Jan 08	632	305	793	287	40	18	34	21	937	1,080	58	55
<b>New Hampshire</b>														
	Jeanne Stewart	Jan 08	448	65	527	281	15	3	27	16	513	808	18	43

	Name	Month	IN State Prob.	IN State Parole	OUT of State Prob.	OUT of State Parole	Trans. IN Prob.	Trans. IN Parole	Trans. OUT Prob.	Trans. OUT Parole	Total IN State	Total OUT of State	Total Trans. IN	Total Trans. OUT	
<b>New Jersey</b>															
	Sheri Miller	Jan 08	6,031	0	7,651	0	74	0	184	0	6,031	7,651	74	184	
	Brandon Rose	Jan 08	0	513	0	580	0	28	0	31	513	580	28	31	
<b>New Mexico</b>															
	Roberta	Jan 08	1,697	596	1,271	308	98	14	69	12	2,293	1,579	112	81	
<b>New York</b>															
	Richard Bitel	Jan 08	0	958	0	1,247	0	85	0	103	958	1,247	85	103	
	Sandy Layton	Jan 08	3,383	0	2,579	0	211	0	164	0	3,383	2,579	211	164	
<b>North Carolina</b>															
	Betty Payton	Jan 08	3,164	855	1,162	106	80	32	78	8	4,019	1,268	112	86	
<b>North Dakota</b>															
	Charles R. Placek	Jan 08	573	87	421	89	20	6	23	6	660	510	26	29	
<b>Ohio</b>															
	Katrina Ransom	Jan 08	2,318	971	2,082	890	137	68	85	31	3,289	2,972	205	116	
<b>Oklahoma</b>															
	Milton Gilliam	Jan 08	3,811	0	1,752	0	119	0	52	0	3,811	1,752	119	52	
<b>Oregon</b>															
	Denise Sittler	Jan 08	843	301	858	523	39	16	50	22	1,144	1,381	55	72	
<b>Pennsylvania</b>															
	Colleen M. Fickel	Jan 08	2,642	520	2,402	1,036	134	26	111	29	3,162	3,438	160	140	
<b>Puerto Rico</b>															
	Carmen Ayala	Jan 08	145	113	88	16	4	2	2	0	258	104	6	2	
<b>Rhode Island</b>															
	Laura Queenan	Jan 08	317	46	992	46	30	7	53	7	363	1,038	37	60	
<b>South Carolina</b>															
	Ann Clarke	Jan 08	1,777	470	887	425	83	23	38	12	2,247	1,312	106	50	
<b>South Dakota</b>															
	David Geffre	Jan 08	0	62	0	387	0	5	0	14	62	387	5	14	
	Linda Ott	Jan 08	532	0	681	0	18	0	37	0	532	681	18	37	
<b>Tennessee</b>															
	Deborah Duke	Jan 08	2,473	883	1,596	450	120	31	40	10	3,356	2,046	151	50	
<b>Texas</b>															
	John Mullaney	Jan 08	3,884	1,973	8,037	3,142	205	65	303	108	5,857	11,179	270	411	
<b>US Virgin Islands</b>															
	Arline Swan	Jan 08	27	10	3	1	2	0	1	0	37	4	2	1	
<b>Utah</b>															
	Julie Christenson	Jan 08	585	210	278	136	0	1	13	14	795	414	1	27	

	Name	Month	IN State Prob.	IN State Parole	OUT of State Prob.	OUT of State Parole	Trans. IN Prob.	Trans. IN Parole	Trans. OUT Prob.	Trans. OUT Parole	Total IN State	Total OUT of State	Total Trans. IN	Total Trans. OUT
<b>Vermont</b>	Elaine Davis	Jan 08	275	75	384	78	11	6	8	4	350	462	17	12
<b>Virginia</b>	James Sisk	Jan 08	2,218	684	5,730	698	86	27	179	17	2,902	6,428	113	196
<b>Washington</b>	Marjorie Owens	Jan 08	1,516	543	260	261	33	3	13	2	2,059	521	36	15
<b>West Virginia</b>	HENRY LOWERY	Jan 08	789	174	213	288	45	5	9	11	963	501	50	20
<b>Wisconsin</b>	William Rankin	Jan 08	1,275	259	1,984	1,153	55	14	80	47	1,534	3,137	69	127
<b>Wyoming</b>	Shane Sconce	Jan 08	449	101	462	89	17	8	12	5	550	551	25	17
<b>TOTAL</b>												<b>4,748</b>	<b>4,852</b>	

# Monthly Data Collections Report - December 2007

ENSURING PUBLIC SAFETY FOR THE 21<sup>ST</sup> CENTURY



**ICAOS**

Name	Month	IN State Prob.	IN State Parole	OUT of State Prob.	OUT of State Parole	Trans. IN Prob.	Trans. IN Parole	Trans. OUT Prob.	Trans. OUT Parole	Total IN State	Total OUT of State	Total Trans. IN	Total Trans. OUT
<b>Alabama</b>													
Rich Pierce	Dec 07	2,485	680	1,116	457	81	23	33	7	3,165	1,573	104	40
<b>Alaska</b>													
Dan Delapina	Dec 07	163	76	206	54	3	2	6	3	239	260	5	9
<b>Arizona</b>													
Dori Ege	Dec 07	1,436	0	2,197	0	58	0	39	0	1,436	2,197	58	39
Dori Ege	Dec 07	0	530	0	295	0	24	0	24	530	295	24	24
<b>Arkansas</b>													
Linda Strong	Dec 07	1,634	699	1,298	613	35	9	35	43	2,333	1,911	44	78
<b>California</b>													
David Babby	Dec 07	0	1,470	0	1,359	0	40	0	41	1,470	1,359	40	41
<b>Colorado</b>													
Louis Zorn	Dec 07	1,884	304	0	652	24	16	47	26	2,188	652	40	73
<b>Connecticut</b>													
Tracy Johnson	Dec 07	0	189	0	131	0	9	0	7	189	131	9	7
<b>Delaware</b>													
Chris Ciecko	Dec 07	399	135	428	32	28	13	34	1	534	460	41	35
<b>District of Columbia</b>													
Jody Tracey	Dec 07	453	91	567	19	31	1	12	0	544	586	32	12
<b>Florida</b>													
Pamela Levine	Dec 07	4,681	1,587	5,516	244	193	93	244	12	6,268	5,760	286	256
<b>Georgia</b>													
Joe Kuebler	Dec 07	3,938	816	7,036	2,493	155	21	163	42	4,754	9,529	176	205
<b>Hawaii</b>													
Janice Yamada	Dec 07	177	64	306	152	11	2	8	5	241	458	13	13
<b>Idaho</b>													

	Name	Month	IN State Prob.	IN State Parole	OUT of State Prob.	OUT of State Parole	Trans. IN Prob.	Trans. IN Parole	Trans. OUT Prob.	Trans. OUT Parole	Total IN State	Total OUT of State	Total Trans. IN	Total Trans. OUT
	Margaret Lint	Dec 07	453	192	959	302	22	9	31	9	645	1,261	31	40
<b>Illinois</b>														
	Richard	Dec 07	6,193	0	3,787	0	74	0	76	0	6,193	3,787	74	76
<b>Indiana</b>														
	Nita Wright	Dec 07	2,913	876	3,495	502	113	34	101	16	3,789	3,997	147	117
<b>Iowa</b>														
	Debra Klinzing	Dec 07	1,084	296	753	269	32	11	50	13	1,380	1,022	43	63
<b>Kansas</b>														
	Jerry Bauer	Dec 07	1,251	445	914	527	62	26	66	53	1,696	1,441	88	119
<b>Kentucky</b>														
	Amanda S. Burt	Dec 07	1,888	608	2,313	1,083	68	30	83	36	2,496	3,396	98	119
<b>Louisiana</b>														
	DAPHINE	Dec 07	1,360	531	1,583	692	64	17	62	48	1,891	2,275	81	110
<b>Maine</b>														
	Tima	Dec 07	277	63	215	7	11	3	7	0	340	222	14	7
<b>Maryland</b>														
	Melanie P. Brock	Dec 07	2,541	449	1,308	551	66	12	50	13	2,990	1,859	78	63
<b>Massachusetts</b>														
	Donald LaFratta	Dec 07	0	257	0	116	0	12	0	4	257	116	12	4
	Donald LaFratta	Dec 07	2,210	0	1,078	0	116	0	60	0	2,210	1,078	116	60
<b>Michigan</b>														
	Cynthia Johnson	Dec 07	1,621	582	1,069	584	45	27	34	29	2,203	1,653	72	63
<b>Minnesota</b>														
	Rose Ann Bisch	Dec 07	1,254	367	2,218	242	34	7	66	24	1,621	2,460	41	90
<b>Mississippi</b>														
	Chrisotpher Epp	Dec 07	741	233	883	224	72	17	35	12	974	1,107	89	47
<b>Missouri</b>														
	Wanda La Cour	Dec 07	2,168	815	3,368	1,900	114	88	137	79	2,983	5,268	202	216
<b>Montana</b>														
	Cathy Gordon	Dec 07	311	98	833	176	11	6	25	11	409	1,009	17	36
<b>Nebraska</b>														
	Kari Rumbaugh	Dec 07	681	0	437	0	25	0	15	0	681	437	25	15
	Marcella A. Shortt	Dec 07	0	179	0	84	0	12	0	8	179	84	12	8
<b>Nevada</b>														
	Karen Finley	Dec 07	633	301	786	276	27	17	18	7	934	1,062	44	25
<b>New Hampshire</b>														
	Jeanne Stewart	Dec 07	451	66	512	280	23	3	18	10	517	792	26	28

	Name	Month	IN State Prob.	IN State Parole	OUT of State Prob.	OUT of State Parole	Trans. IN Prob.	Trans. IN Parole	Trans. OUT Prob.	Trans. OUT Parole	Total IN State	Total OUT of State	Total Trans. IN	Total Trans. OUT	
<b>New Jersey</b>															
	Sheri	Dec 07	6,025	0	7,645	0	69	0	149	0	6,025	7,645	69	149	
	Sheri	Dec 07	6,025	0	7,645	0	69	0	149	0	6,025	7,645	69	149	
	Brandon A. Rose	Dec 07	0	495	0	578	0	23	0	18	495	578	23	18	
<b>New Mexico</b>															
	Roberta Cohen	Dec 07	1,675	584	1,285	313	76	6	51	19	2,259	1,598	82	70	
<b>New York</b>															
	Richard Bitel	Dec 07	3,400	931	2,592	1,291	137	73	42	57	4,331	3,883	210	99	
<b>North Carolina</b>															
	Betty Payton	Dec 07	3,024	836	1,123	107	16	6	25	3	3,860	1,230	22	28	
	Betty Payton	Dec 07	3,138	851	1,147	106	45	10	37	4	3,989	1,253	55	41	
<b>North Dakota</b>															
	Charles R. Placek	Dec 07	565	88	420	87	16	4	26	5	653	507	20	31	
<b>Ohio</b>															
	Katrina Ransom	Dec 07	2,289	970	2,076	987	88	82	71	31	3,259	3,063	170	102	
<b>Oklahoma</b>															
	Milton Gilliam	Dec 07	3,803	0	1,800	0	122	0	53	0	3,803	1,800	122	53	
<b>Oregon</b>															
	Denise Sitler	Dec 07	848	312	865	509	41	18	64	33	1,160	1,374	59	97	
<b>Pennsylvania</b>															
	Colleen M. Fickel	Dec 07	2,595	516	2,380	1,052	119	26	93	38	3,111	3,432	145	131	
<b>Puerto Rico</b>															
	Carmen Ayala	Dec 07	147	119	87	17	5	3	4	0	266	104	8	4	
<b>Rhode Island</b>															
	Laura Queenan	Dec 07	311	48	1,005	50	35	4	38	4	359	1,055	39	42	
	Laura Queenan	Dec 07	311	48	1,005	50	35	4	38	4	359	1,055	39	42	
<b>South Carolina</b>															
	Ann Clarke	Dec 07	1,761	468	880	414	83	20	32	14	2,229	1,294	103	46	
<b>South Dakota</b>															
	David Geffre	Dec 07	0	60	0	380	0	6	0	18	60	380	6	18	
	Linda Ott	Dec 07	522	0	668	0	21	0	25	0	522	668	21	25	
<b>Tennessee</b>															
	Deborah Duke	Dec 07	2,425	873	1,543	446	86	32	25	5	3,298	1,989	118	30	
<b>Texas</b>															
	John Mullaney	Dec 07	3,882	2,374	7,990	3,148	166	66	203	71	6,256	11,138	232	274	
<b>US Virgin Islands</b>															
	Arline Swan	Dec 07	24	10	4	1	3	0	0	0	34	5	3	0	

	Name	Month	IN State Prob.	IN State Parole	OUT of State Prob.	OUT of State Parole	Trans. IN Prob.	Trans. IN Parole	Trans. OUT Prob.	Trans. OUT Parole	Total IN State	Total OUT of State	Total Trans. IN	Total Trans. OUT	
<b>Utah</b>															
	Julie Christenson	Dec 07	587	203	278	130	0	0	14	3	790	408	0	17	
<b>Virginia</b>															
	James Sisk	Dec 07	2,290	702	5,877	706	69	19	169	14	2,992	6,583	88	183	
<b>Washington</b>															
	Marjorie Owens	Dec 07	1,503	532	235	253	0	0	7	0	2,035	488	0	7	
<b>West Virginia</b>															
	HENRY LOWERY	Dec 07	786	179	213	284	45	6	2	13	965	497	51	15	
<b>Wisconsin</b>															
	William Rankin	Dec 07	1,272	256	1,964	1,127	42	9	51	44	1,528	3,091	51	95	
<b>Wyoming</b>															
	Shane Sconce	Dec 07	461	120	485	51	9	4	9	3	581	536	13	12	
<b>TOTAL</b>												<b>4,000</b>	<b>3,916</b>		

# Monthly Data Collections Report - November 2007

ENSURING PUBLIC SAFETY FOR THE 21<sup>ST</sup> CENTURY



**ICAOS**

Name	Month	IN State Prob.	IN State Parole	OUT of State Prob.	OUT of State Parole	Trans. IN Prob.	Trans. IN Parole	Trans. OUT Prob.	Trans. OUT Parole	Total IN State	Total OUT of State	Total Trans. IN	Total Trans. OUT
<b>Alabama</b>													
Rich Pierce	Nov 07	2,510	693	1,091	448	95	19	51	9	3,203	1,539	114	60
<b>Alaska</b>													
Dan Delapina	Nov 07	156	76	201	58	6	6	7	5	232	259	12	12
<b>Arizona</b>													
Dori Ege	Nov 07	1,436	0	2,197	316	58	21	39	41	1,436	2,513	79	80
<b>Arkansas</b>													
Linda Strong	Nov 07	1,613	689	1,297	607	37	14	0	0	2,302	1,904	51	0
<b>California</b>													
David Babby	Nov 07	0	1,462	0	1,332	0	46	0	55	1,462	1,332	46	55
<b>Connecticut</b>													
Tracy Johnson	Nov 07	0	194	0	116	0	9	0	2	194	116	9	2
<b>Delaware</b>													
Chris Ciecko	Nov 07	400	134	417	30	38	10	44	1	534	447	48	45
<b>District of Columbia</b>													
Jody Tracey	Nov 07	465	88	583	25	21	6	15	0	553	608	27	15
<b>Florida</b>													
Pamela Levine	Nov 07	4,656	1,575	5,468	235	199	108	255	16	6,231	5,703	307	271
<b>Georgia</b>													
Joe Kuebler	Nov 07	3,916	801	7,017	2,510	180	35	303	52	4,717	9,527	215	355
<b>Hawaii</b>													
Janice Yamada	Nov 07	183	65	310	154	10	3	8	5	248	464	13	13
<b>Idaho</b>													
nichole case	Nov 07	462	188	940	299	24	12	27	8	650	1,239	36	35
<b>Illinois</b>													
Richard Ludolph	Nov 07	6,182	0	3,759	0	119	0	83	0	6,182	3,759	119	83
<b>Indiana</b>													

	Name	Month	IN State Prob.	IN State Parole	OUT of State Prob.	OUT of State Parole	Trans. IN Prob.	Trans. IN Parole	Trans. OUT Prob.	Trans. OUT Parole	Total IN State	Total OUT of State	Total Trans. IN	Total Trans. OUT
	Nita Wright	Nov 07	2,897	1,019	3,452	398	142	39	83	25	3,916	3,850	181	108
<b>Iowa</b>														
	Debra Klinzing	Nov 07	1,110	307	723	267	68	21	29	16	1,417	990	89	45
<b>Kansas</b>														
	Jerry Bauer	Nov 07	1,239	447	925	543	44	30	43	29	1,686	1,468	74	72
<b>Kentucky</b>														
	Amanda S. Burt	Nov 07	1,912	601	2,286	1,082	93	32	142	75	2,513	3,368	125	217
<b>Louisiana</b>														
	DAPHINE DENNEY	Nov 07	1,344	523	1,593	699	85	29	63	39	1,867	2,292	114	102
<b>Maine</b>														
	Tima	Nov 07	285	60	215	7	16	3	11	0	345	222	19	11
<b>Maryland</b>														
	Melanie P. Brock	Nov 07	2,573	449	1,295	541	69	11	47	4	3,022	1,836	80	51
<b>Massachusetts</b>														
	Donald LaFratta	Nov 07	2,191	0	1,075	0	68	0	47	0	2,191	1,075	68	47
	Donald LaFratta	Nov 07	0	257	0	116	0	8	0	5	257	116	8	5
<b>Michigan</b>														
	Cynthia Johnson	Nov 07	1,605	578	1,045	585	55	12	54	34	2,183	1,630	67	88
<b>Minnesota</b>														
	Rose Ann Bisch	Nov 07	1,244	358	2,191	238	49	17	72	13	1,602	2,429	66	85
<b>Mississippi</b>														
	Christopher Epps	Nov 07	742	234	879	221	47	11	26	12	976	1,100	58	38
<b>Montana</b>														
	Cathy Gordon	Nov 07	297	91	834	182	24	6	20	13	388	1,016	30	33
<b>Nebraska</b>														
	Kari Rumbaugh	Nov 07	679	0	432	0	46	0	29	0	679	432	46	29
	Marcella A. Shortt	Nov 07	0	193	0	79	0	19	0	7	193	79	19	7
	Marcella A.Shortt	Nov 07	0	177	0	77	0	9	0	9	177	77	9	9
<b>Nevada</b>														
	Karen Finley	Nov 07	644	305	785	275	27	17	18	29	949	1,060	44	47
<b>New Hampshire</b>														
	Jeanne Stewart	Nov 07	445	64	505	276	12	1	15	11	509	781	13	26
<b>New Jersey</b>														
	Sheri Miller	Nov 07	6,009	0	7,634	0	81	0	159	0	6,009	7,634	81	159
	Brandon Rose	Nov 07	0	496	0	576	0	16	0	25	496	576	16	25
<b>New Mexico</b>														
	Roberta Cohen	Nov 07	1,672	599	1,268	321	89	20	66	14	2,271	1,589	109	80

	Name	Month	IN State Prob.	IN State Parole	OUT of State Prob.	OUT of State Parole	Trans. IN Prob.	Trans. IN Parole	Trans. OUT Prob.	Trans. OUT Parole	Total IN State	Total OUT of State	Total Trans. IN	Total Trans. OUT
<b>New York</b>														
	Richard Bitel	Nov 07	0	959	0	1,588	0	72	0	78	0	0	0	0
	Richard Bitel	Nov 07	0	86	0	120	0	959	0	1,587	86	120	959	1,587
	Richard Bitel	Nov 07	0	86	0	120	0	959	0	1,587	86	120	959	1,587
<b>North Carolina</b>														
	Betty Payton	Nov 07	3,115	865	1,148	110	42	20	63	8	3,980	1,258	62	71
<b>North Dakota</b>														
	Charles R. Placek	Nov 07	556	87	414	83	23	3	15	5	643	497	26	20
<b>Ohio</b>														
	Katrina Ransom	Nov 07	2,216	916	2,041	971	93	71	77	35	3,132	3,012	164	112
<b>Oregon</b>														
	Denise Sitler	Nov 07	907	303	981	502	33	10	42	23	1,210	1,483	43	65
<b>Pennsylvania</b>														
	Colleen M. Fickel	Nov 07	2,636	524	2,352	1,086	148	20	82	36	3,160	3,438	168	118
<b>Puerto Rico</b>														
	Carmen Ayala	Nov 07	149	120	84	17	6	3	1	1	269	101	9	2
<b>Rhode Island</b>														
	Laura Queenan	Nov 07	305	47	996	50	35	3	47	5	352	1,046	38	52
<b>South Carolina</b>														
	Ann Clarke	Nov 07	1,717	468	893	410	53	14	32	9	2,185	1,303	67	41
<b>South Dakota</b>														
	Linda Ott	Nov 07	522	0	674	0	12	0	27	0	522	674	12	27
	David Geffre	Nov 07	0	61	0	382	0	3	0	8	61	382	3	8
<b>Tennessee</b>														
	Deborah Duke	Nov 07	2,402	873	1,539	447	81	31	31	8	3,275	1,986	112	39
<b>Texas</b>														
	John Mullaney	Nov 07	4,027	2,371	8,280	3,347	193	84	272	84	6,398	11,627	277	356
	Regina Grimes	Nov 07	0	0	0	0	0	0	0	0	0	0	0	0
<b>US Virgin Islands</b>														
	Arline Swan	Nov 07	24	10	4	1	0	0	0	0	34	5	0	0
<b>Utah</b>														
	Julie Christenson	Nov 07	587	208	275	129	2	1	15	14	795	404	3	29
<b>Vermont</b>														
	Elaine Davis	Nov 07	275	76	381	71	16	4	7	3	351	452	20	10
<b>Virginia</b>														
	James Sisk	Nov 07	2,397	721	5,989	700	79	23	145	14	3,118	6,689	102	159
<b>Washington</b>														

	Name	Month	IN State Prob.	IN State Parole	OUT of State Prob.	OUT of State Parole	Trans. IN Prob.	Trans. IN Parole	Trans. OUT Prob.	Trans. OUT Parole	Total IN State	Total OUT of State	Total Trans. IN	Total Trans. OUT
	Marjorie Owens	Nov 07	1,541	533	247	264	27	9	9	6	2,074	511	36	15
<b>Wisconsin</b>														
	William	Nov 07	1,282	256	1,969	1,111	55	15	71	40	1,538	3,080	70	111
<b>Wyoming</b>														
	Shane Sconce	Nov 07	470	132	490	57	4	0	7	1	602	547	4	8
											<b>TOTAL</b>		<b>5,526</b>	<b>6,727</b>

# Monthly Data Collections Report - October 2007

ENSURING PUBLIC SAFETY FOR THE 21<sup>ST</sup> CENTURY



**ICAOS**

Name	Month	IN State Prob.	IN State Parole	OUT of State Prob.	OUT of State Parole	Trans. IN Prob.	Trans. IN Parole	Trans. OUT Prob.	Trans. OUT Parole	Total IN State	Total OUT of State	Total Trans. IN	Total Trans. OUT
<b>Alabama</b>													
Rich Pierce	Oct 07	2,487	693	1,093	431	167	57	24	14	3,180	1,524	224	38
<b>Alaska</b>													
Dan Delapina	Oct 07	157	75	210	59	4	5	6	2	232	269	9	8
<b>Arizona</b>													
Dori Ege	Oct 07	1,426	501	2,228	295	46	29	70	29	1,927	2,523	75	99
<b>Connecticut</b>													
Tracy Johnson	Oct 07	0	176	0	124	0	9	0	3	176	124	9	3
<b>Delaware</b>													
Chris Ciecko	Oct 07	401	135	420	26	36	9	23	0	536	446	45	23
<b>District of Columbia</b>													
Jody Tracey	Oct 07	410	91	581	22	50	4	22	0	501	603	54	22
<b>Florida</b>													
Pamela Levine	Oct 07	4,565	1,575	5,468	235	226	114	338	15	6,140	5,703	340	353
<b>Georgia</b>													
Joe Kuebler	Oct 07	3,807	798	6,795	2,503	170	35	217	86	4,605	9,298	205	303
<b>Hawaii</b>													
Janice Yamada	Oct 07	186	63	318	159	8	1	12	3	249	477	9	15
<b>Idaho</b>													
Margaret Lint	Oct 07	449	182	919	294	18	11	24	4	631	1,213	29	28
<b>Illinois</b>													
Rich Ludolph	Oct 07	6,141	0	3,732	0	141	0	106	0	6,141	3,732	141	106
<b>Indiana</b>													
Nita Wright	Oct 07	2,812	991	3,435	405	137	53	153	30	3,803	3,840	190	183
<b>Iowa</b>													
Debra Klinzing	Oct 07	1,089	303	711	262	61	15	58	7	1,392	973	76	65
<b>Kansas</b>													

	Name	Month	IN State Prob.	IN State Parole	OUT of State Prob.	OUT of State Parole	Trans. IN Prob.	Trans. IN Parole	Trans. OUT Prob.	Trans. OUT Parole	Total IN State	Total OUT of State	Total Trans. IN	Total Trans. OUT
	Jerry Bauer	Oct 07	1,229	438	909	532	83	25	87	52	1,667	1,441	108	139
<b>Kentucky</b>														
	Amanda S. Burt	Oct 07	1,893	591	2,257	1,074	95	45	91	76	2,484	3,331	140	167
<b>Louisiana</b>														
	Daphine Denney	Oct 07	1,340	507	1,599	720	74	10	61	66	1,847	2,319	84	127
<b>Maine</b>														
	Tima	Oct 07	282	58	219	7	9	3	9	0	340	226	12	9
<b>Maryland</b>														
	MelanieP.Brock	Oct 07	2,586	449	1,286	539	97	8	38	10	3,035	1,825	105	48
<b>Massachusetts</b>														
	Donald LaFratta	Oct 07	2,138	249	1,042	112	111	9	78	3	2,387	1,154	120	81
<b>Michigan</b>														
	Cynthia Johnson	Oct 07	1,594	675	1,012	590	53	33	58	24	2,269	1,602	86	82
<b>Minnesota</b>														
	Rose Ann Bisch	Oct 07	1,246	351	2,155	239	61	17	102	19	1,597	2,394	78	121
<b>Mississippi</b>														
	Christopher Epps	Oct 07	749	238	884	229	89	30	37	12	987	1,113	119	49
<b>Missouri</b>														
	Wanda La Cour	Oct 07	2,160	812	3,360	2,004	175	90	218	99	2,972	5,364	265	317
<b>Nebraska</b>														
	Kari Rumbaugh	Oct 07	665	0	423	0	42	0	25	0	665	423	42	25
	Marcella A. Shortt	Oct 07	0	176	0	76	0	8	0	4	176	76	8	4
<b>Nevada</b>														
	Karen Finley	Oct 07	641	301	788	264	43	18	19	15	942	1,052	61	34
<b>New Hampshire</b>														
	Jeanne Stewart	Oct 07	446	66	509	271	30	5	32	16	512	780	35	48
<b>New Jersey</b>														
	Brandon Rose	Oct 07	0	493	0	563	0	25	0	22	493	563	25	22
	Sheri Miller	Oct 07	5,992	0	7,617	0	89	0	242	0	5,992	7,617	89	242
<b>New Mexico</b>														
	Roberta Cohen	Oct 07	1,677	592	1,290	319	89	20	66	14	2,269	1,609	109	80
<b>North Carolina</b>														
	Betty Payton	Oct 07	3,107	853	1,123	105	80	40	52	10	3,960	1,228	120	62
<b>North Dakota</b>														
	Charles R. Placek	Oct 07	540	86	420	82	19	5	26	10	626	502	24	36
<b>Ohio</b>														
	Joyce A Gore	Oct 07	2,214	924	2,163	1,002	86	55	81	32	3,138	3,165	141	113

	Name	Month	IN State Prob.	IN State Parole	OUT of State Prob.	OUT of State Parole	Trans. IN Prob.	Trans. IN Parole	Trans. OUT Prob.	Trans. OUT Parole	Total IN State	Total OUT of State	Total Trans. IN	Total Trans. OUT
<b>Oregon</b>														
	Denise Sitler	Oct 07	985	306	983	502	34	16	47	32	1,291	1,485	50	79
<b>Pennsylvania</b>														
	Colleen M. Fickel	Oct 07	2,451	497	2,339	1,041	193	24	112	29	2,948	3,380	217	141
<b>Puerto Rico</b>														
	Carmen Ayala-Rios	Oct 07	149	119	84	18	4	4	4	1	268	102	8	5
<b>Rhode Island</b>														
	Laura Queenan	Oct 07	288	43	980	50	38	8	60	2	331	1,030	46	62
<b>South Carolina</b>														
	Ann Clarke	Oct 07	1,719	475	904	415	88	17	31	10	2,194	1,319	105	41
<b>South Dakota</b>														
	Linda Ott	Oct 07	534	0	669	0	24	0	32	0	534	669	24	32
	David Geffre	Oct 07	0	62	0	377	0	3	0	13	62	377	3	13
<b>Tennessee</b>														
	Deborah Duke	Oct 07	2,365	867	1,537	443	117	37	57	4	3,232	1,980	154	61
<b>Texas</b>														
	John Mullaney	Oct 07	4,004	2,364	8,225	3,306	181	113	285	98	6,368	11,531	294	383
<b>US Virgin Islands</b>														
	Arline Swan	Oct 07	23	11	4	1	1	0	1	0	34	5	1	1
<b>Utah</b>														
	Julie Christenson	Oct 07	585	200	270	134	1	2	16	11	785	404	3	27
<b>Vermont</b>														
	Elaine Davis	Oct 07	263	72	387	69	13	5	14	2	335	456	18	16
<b>Virginia</b>														
	James Sisk	Oct 07	2,486	735	6,101	699	67	19	204	9	3,221	6,800	86	213
<b>Washington</b>														
	Marjorie Owens	Oct 07	1,503	542	266	268	29	6	8	4	2,045	534	35	12
<b>Wisconsin</b>														
	William Rankin	Oct 07	1,272	257	1,938	1,110	61	14	81	44	1,529	3,048	75	125
<b>TOTAL</b>												<b>4,296</b>	<b>4,263</b>	

# Monthly Data Collections Report - September 2007

ENSURING PUBLIC SAFETY FOR THE 21<sup>ST</sup> CENTURY



**ICAOS**

Name	Month	IN State Prob.	IN State Parole	OUT of State Prob.	OUT of State Parole	Trans. IN Prob.	Trans. IN Parole	Trans. OUT Prob.	Trans. OUT Parole	Total IN State	Total OUT of State	Total Trans. IN	Total Trans. OUT
<b>Alabama</b>													
Rich Pierce	Sep 07	2,379	665	1,082	437	91	16	33	0	3,044	1,519	107	33
<b>Alaska</b>													
Dan Delapina	Sep 07	152	68	202	55	9	5	6	1	220	257	14	7
<b>Arizona</b>													
Dori Ege	Sep 07	1,468	501	2,209	301	80	24	72	33	1,969	2,510	104	105
<b>Arkansas</b>													
Linda Strong	Sep 07	1,605	685	1,301	609	35	17	37	34	2,290	1,910	52	71
<b>Connecticut</b>													
Tracy Johnson	Sep 07	0	183	0	123	0	8	0	3	183	123	8	3
<b>Delaware</b>													
Chris Ciecko	Sep 07	411	138	439	26	45	4	37	0	549	465	49	37
<b>District of Columbia</b>													
Jody Tracey	Sep 07	421	90	591	23	27	2	18	1	511	614	29	19
<b>Florida</b>													
Pamela Levine	Sep 07	4,351	1,445	5,386	235	222	101	284	16	5,796	5,621	323	300
<b>Georgia</b>													
Joe Kuebler	Sep 07	3,834	801	6,782	2,493	161	24	274	49	4,635	9,275	185	323
<b>Idaho</b>													
nichole case	Sep 07	448	179	913	293	23	5	13	9	627	1,206	28	22
<b>Illinois</b>													
Rich Ludolph	Sep 07	6,098	0	3,683	0	124	0	75	0	6,098	3,683	124	75
<b>Indiana</b>													
Nita Wright	Sep 07	2,917	960	3,416	398	158	75	182	22	3,877	3,814	233	204
<b>Kansas</b>													
Jerry Bauer	Sep 07	1,217	429	868	528	62	31	77	49	1,646	1,396	93	126
<b>Kentucky</b>													

	Name	Month	IN State Prob.	IN State Parole	OUT of State Prob.	OUT of State Parole	Trans. IN Prob.	Trans. IN Parole	Trans. OUT Prob.	Trans. OUT Parole	Total IN State	Total OUT of State	Total Trans. IN	Total Trans. OUT
	Amanda S. Burt	Sep 07	1,854	586	2,253	1,075	120	41	89	56	2,440	3,328	161	145
<b>Louisiana</b>														
	DAPHINE DENNEY	Sep 07	1,323	507	1,585	717	71	21	60	41	1,830	2,302	92	101
<b>Maine</b>														
	Tima	Sep 07	281	57	213	7	8	1	8	0	338	220	9	8
<b>Maryland</b>														
	Melanie P. Brock	Sep 07	2,568	460	1,324	547	84	14	46	6	3,028	1,871	98	52
<b>Massachusetts</b>														
	Donald LaFratta	Sep 07	2,125	249	1,018	112	71	13	56	5	2,374	1,130	84	61
<b>Michigan</b>														
	Cynthia Johnson	Sep 07	1,582	600	986	596	40	27	47	35	2,182	1,582	67	82
<b>Minnesota</b>														
	Rose Ann Bisch	Sep 07	1,252	344	2,121	233	54	12	82	13	1,596	2,354	66	95
<b>Mississippi</b>														
	Christopher Epps	Sep 07	751	240	887	235	113	26	51	12	991	1,122	139	63
<b>Nebraska</b>														
	Marcella A. Shortt	Sep 07	0	174	0	74	0	8	0	13	174	74	8	13
	Kari Rumbaugh	Sep 07	663	0	422	0	33	0	23	0	663	422	33	23
<b>Nevada</b>														
	Karen Finley	Sep 07	644	303	800	252	26	19	17	24	947	1,052	45	41
<b>New Hampshire</b>														
	Jeanne Stewart	Sep 07	430	66	499	267	19	1	17	3	496	766	20	20
<b>New Jersey</b>														
	Sheri	Sep 07	5,977	0	7,596	0	92	0	180	0	5,977	7,596	92	180
	Brandon Rose	Sep 07	0	487	0	551	0	16	0	21	487	551	16	21
<b>New Mexico</b>														
	Edward Gonzales	Sep 07	1,648	576	1,273	327	100	5	74	12	2,224	1,600	105	86
<b>North Carolina</b>														
	BETTY PAYTON	Sep 07	3,073	829	1,149	98	58	24	67	5	3,902	1,247	82	72
<b>North Dakota</b>														
	Charles R. Placek	Sep 07	541	85	416	76	14	2	19	0	626	492	16	19
<b>Ohio</b>														
	Katrina Ransom	Sep 07	2,216	916	2,163	1,002	116	63	80	29	3,132	3,165	179	109
<b>Oregon</b>														
	Denise Sitler	Sep 07	987	315	996	508	22	10	41	26	1,302	1,504	32	67
<b>Pennsylvania</b>														
	Colleen M. Fickel	Sep 07	2,577	526	2,280	1,082	121	29	82	18	3,103	3,362	150	100

	Name	Month	IN State Prob.	IN State Parole	OUT of State Prob.	OUT of State Parole	Trans. IN Prob.	Trans. IN Parole	Trans. OUT Prob.	Trans. OUT Parole	Total IN State	Total OUT of State	Total Trans. IN	Total Trans. OUT	
<b>Rhode Island</b>															
	Laura Queenan	Sep 07	304	41	964	50	34	5	55	5	345	1,014	39	60	
<b>South Carolina</b>															
	Ann Clarke	Sep 07	1,688	470	894	416	81	18	41	11	2,158	1,310	99	52	
<b>South Dakota</b>															
	David Geffre	Sep 07	0	64	0	371	0	4	0	9	64	371	4	9	
	Linda Ott	Sep 07	524	0	667	0	25	0	26	0	524	667	25	26	
<b>Tennessee</b>															
	Deborah Duke	Sep 07	2,356	872	1,513	437	92	32	22	11	3,228	1,950	124	33	
<b>Texas</b>															
	John Mullaney	Sep 07	3,985	2,356	8,191	3,316	164	72	267	64	6,341	11,507	236	331	
<b>US Virgin Islands</b>															
	Arline Swan	Sep 07	27	8	4	1	1	0	1	0	35	5	1	1	
<b>Utah</b>															
	Julie Christenson	Sep 07	577	200	264	133	0	2	15	5	777	397	2	20	
<b>Vermont</b>															
	Elaine Davis	Sep 07	260	69	387	78	8	3	11	4	329	465	11	15	
<b>Virginia</b>															
	Julie Johnson	Sep 07	2,506	725	6,119	855	86	23	162	9	3,231	6,974	109	171	
<b>Washington</b>															
	Marjorie Owens	Sep 07	1,498	539	266	270	20	6	9	2	2,037	536	26	11	
<b>Wisconsin</b>															
	William Rankin	Sep 07	1,239	260	1,932	1,103	50	19	74	47	1,499	3,035	69	121	
<b>TOTAL</b>												<b>3,588</b>	<b>3,533</b>		

# Monthly Data Collections Report - August 2007

ENSURING PUBLIC SAFETY FOR THE 21<sup>ST</sup> CENTURY



**ICAOS**

Name	Month	IN State Prob.	IN State Parole	OUT of State Prob.	OUT of State Parole	Trans. IN Prob.	Trans. IN Parole	Trans. OUT Prob.	Trans. OUT Parole	Total IN State	Total OUT of State	Total Trans. IN	Total Trans. OUT
<b>Alabama</b>													
Rich Pierce	Aug 07	2,360	665	1,075	441	120	51	37	12	3,025	1,516	171	49
<b>Alaska</b>													
Kelly Cravens	Aug 07	149	65	206	57	10	3	7	4	214	263	13	11
<b>Arkansas</b>													
Linda Strong	Aug 07	1,563	681	1,323	612	45	19	35	38	2,244	1,935	64	73
<b>California</b>													
David Babby	Aug 07	0	1,493	0	1,425	0	72	0	63	1,493	1,425	72	63
<b>Connecticut</b>													
Tracy Johnson	Aug 07	0	170	0	122	0	4	0	4	170	122	4	4
<b>Delaware</b>													
Chris Ciecko	Aug 07	412	136	419	26	40	10	42	0	548	445	50	42
<b>District of Columbia</b>													
Jody Tracey	Aug 07	433	87	591	23	44	1	22	2	520	614	45	24
<b>Florida</b>													
Pamela Levine	Aug 07	1,440	4,331	232	5,303	276	124	8	293	5,771	5,535	400	301
<b>Hawaii</b>													
Janice Yamada	Aug 07	184	63	312	159	9	3	12	7	247	471	12	19
<b>Idaho</b>													
Margaret Lint	Aug 07	436	183	911	287	18	6	27	4	619	1,198	24	31
<b>Illinois</b>													
Rich Ludolph	Aug 07	6,065	0	3,676	0	118	0	81	0	6,065	3,676	118	81
<b>Indiana</b>													
Nita Wright	Aug 07	2,860	892	3,310	415	171	42	230	28	3,752	3,725	213	258
<b>Iowa</b>													
Debra Klinzing	Aug 07	1,103	299	736	270	47	20	38	15	1,402	1,006	67	53
<b>Kansas</b>													

	Name	Month	IN State Prob.	IN State Parole	OUT of State Prob.	OUT of State Parole	Trans. IN Prob.	Trans. IN Parole	Trans. OUT Prob.	Trans. OUT Parole	Total IN State	Total OUT of State	Total Trans. IN	Total Trans. OUT
	Jerry Bauer	Aug 07	1,198	430	861	529	75	28	65	58	1,628	1,390	103	123
<b>Kentucky</b>														
	Amanda S. Burt	Aug 07	1,798	579	2,165	1,064	92	53	105	53	2,377	3,229	145	158
<b>Louisiana</b>														
	DAPHINE DENNEY	Aug 07	1,307	511	1,572	728	55	32	75	60	1,818	2,300	87	135
<b>Maine</b>														
	Tima	Aug 07	281	59	212	7	17	1	6	0	340	219	18	6
<b>Maryland</b>														
	Melanie P. Brock	Aug 07	2,549	465	1,313	567	97	13	52	20	3,014	1,880	110	72
<b>Massachusetts</b>														
	Donald LaFratta	Aug 07	2,125	249	1,030	111	95	13	86	12	2,374	1,141	108	98
<b>Michigan</b>														
	Cynthia Johnson	Aug 07	1,593	604	965	583	62	19	45	29	2,197	1,548	81	74
<b>Minnesota</b>														
	Rose Ann Bisch	Aug 07	1,235	345	2,087	225	42	13	94	20	1,580	2,312	55	114
<b>Missouri</b>														
	Wanda La Cour	Aug 07	2,146	820	3,303	1,999	177	83	235	109	2,966	5,302	260	344
<b>Montana</b>														
	Crystie Burnette	Aug 07	295	95	840	242	7	5	21	14	390	1,082	12	35
<b>Nebraska</b>														
	Catherine Roberts	Aug 07	655	0	408	0	33	0	27	0	655	408	33	27
	Marcella A. Shortt	Aug 07	0	175	0	67	0	18	0	5	175	67	18	5
<b>Nevada</b>														
	Karen Finley	Aug 07	643	302	793	229	30	17	28	22	945	1,022	47	50
<b>New Hampshire</b>														
	Jeanne Stewart	Aug 07	420	69	505	269	16	1	15	10	489	774	17	25
<b>New Jersey</b>														
	Probation	Aug 07	5,949	0	7,575	0	99	0	196	0	5,949	7,575	99	196
	Brandon Rose	Aug 07	0	489	0	548	0	19	0	28	489	548	19	28
<b>New Mexico</b>														
	Edward Gonzales	Aug 07	1,655	570	326	1,255	81	10	51	19	2,225	1,581	91	70
<b>North Carolina</b>														
	BETTY PAYTON	Aug 07	3,064	828	1,122	98	65	30	55	4	3,892	1,220	95	59
<b>North Dakota</b>														
	Charles R. Placek	Aug 07	545	84	416	78	14	0	30	5	629	494	14	35
<b>Ohio</b>														
	Katrina Ransom	Aug 07	2,216	916	2,063	981	130	55	96	45	3,132	3,044	185	141

	Name	Month	IN State Prob.	IN State Parole	OUT of State Prob.	OUT of State Parole	Trans. IN Prob.	Trans. IN Parole	Trans. OUT Prob.	Trans. OUT Parole	Total IN State	Total OUT of State	Total Trans. IN	Total Trans. OUT
<b>Oregon</b>														
	Denise Sitler	Aug 07	990	308	991	502	34	22	53	19	1,298	1,493	56	72
<b>Pennsylvania</b>														
	Colleen M. Fickel	Aug 07	2,418	490	2,265	1,063	167	28	98	27	2,908	3,328	195	125
<b>South Carolina</b>														
	Ann Clarke	Aug 07	1,688	466	894	416	81	18	41	11	2,154	1,310	99	52
<b>South Dakota</b>														
	David Geffre	Aug 07	0	62	0	375	0	4	0	9	62	375	4	9
	Linda Ott	Aug 07	510	0	659	0	19	0	36	0	510	659	19	36
<b>Tennessee</b>														
	Deborah Duke	Aug 07	2,326	866	1,527	428	98	43	50	12	3,192	1,955	141	62
<b>Texas</b>														
	John Mullaney	Aug 07	3,972	2,354	8,109	3,330	194	88	310	87	6,326	11,439	282	397
<b>US Virgin Islands</b>														
	Arline Swan	Aug 07	25	8	4	1	2	1	0	0	33	5	3	0
<b>Utah</b>														
	Julie Christenson	Aug 07	578	197	261	135	0	1	11	5	775	396	1	16
<b>Vermont</b>														
	Elaine Davis	Aug 07	254	67	390	76	9	3	10	4	321	466	12	14
<b>Virginia</b>														
	Kristen Goodlett	Aug 07	2,761	775	6,456	716	76	20	200	9	3,536	7,172	96	209
<b>Washington</b>														
	marjorie owens	Aug 07	1,513	544	263	280	24	6	16	4	2,057	543	30	20
<b>Wisconsin</b>														
	William	Aug 07	1,237	267	1,932	1,111	61	16	88	53	1,504	3,043	77	141
												<b>TOTAL</b>	<b>3,865</b>	<b>3,957</b>

# Monthly Data Collections Report - July 2007

ENSURING PUBLIC SAFETY FOR THE 21<sup>ST</sup> CENTURY



**ICAOS**

Name	Month	IN State Prob.	IN State Parole	OUT of State Prob.	OUT of State Parole	Trans. IN Prob.	Trans. IN Parole	Trans. OUT Prob.	Trans. OUT Parole	Total IN State	Total OUT of State	Total Trans. IN	Total Trans. OUT
<b>Alabama</b>													
Rich Pierce	Jul 07	3,040	703	1,091	440	111	48	33	8	3,743	1,531	159	41
<b>Alaska</b>													
Dan Delapina	Jul 07	141	60	205	56	4	4	10	7	201	261	8	17
<b>Arizona</b>													
Dori Ege	Jul 07	1,468	512	2,209	293	80	41	72	49	1,980	2,502	121	121
<b>Arkansas</b>													
Linda Strong	Jul 07	1,533	654	1,312	626	42	14	30	1	2,187	1,938	56	31
<b>California</b>													
David Babby	Jul 07	0	1,460	0	1,381	0	65	0	83	1,460	1,381	65	83
<b>Connecticut</b>													
Tracy Johnson	Jul 07	0	169	0	122	0	10	0	4	169	122	10	4
<b>Delaware</b>													
Alan R. Kerrigan	Jul 07	411	138	399	26	23	9	49	0	549	425	32	49
<b>District of Columbia</b>													
Jody Tracey	Jul 07	449	96	589	25	21	1	34	1	545	614	22	35
<b>Florida</b>													
Pamela Levine	Jul 07	4,327	1,461	5,267	226	201	91	204	14	5,788	5,493	292	218
<b>Georgia</b>													
Joe Kuebler	Jul 07	3,726	793	6,488	2,464	126	36	209	46	4,519	8,952	162	255
<b>Hawaii</b>													
Janice Yamada	Jul 07	176	62	314	157	11	4	8	3	238	471	15	11
<b>Idaho</b>													
nichole case	Jul 07	429	184	902	292	17	7	23	8	613	1,194	24	31
<b>Illinois</b>													
Rich Ludolph	Jul 07	6,065	0	3,674	0	109	0	107	0	6,065	3,674	109	107
<b>Iowa</b>													

	Name	Month	IN State Prob.	IN State Parole	OUT of State Prob.	OUT of State Parole	Trans. IN Prob.	Trans. IN Parole	Trans. OUT Prob.	Trans. OUT Parole	Total IN State	Total OUT of State	Total Trans. IN	Total Trans. OUT
	Debra Klinzing	Jul 07	1,110	289	750	272	33	11	32	7	1,399	1,022	44	39
<b>Kansas</b>														
	Jerry Bauer	Jul 07	1,174	440	870	518	74	26	87	68	1,614	1,388	100	155
<b>Maine</b>														
	Tima	Jul 07	283	59	214	7	12	4	13	0	342	221	16	13
<b>Maryland</b>														
	Melanie P. Brock	Jul 07	2,524	461	1,322	567	85	14	54	11	2,985	1,889	99	65
<b>Massachusetts</b>														
	Donald LaFratta	Jul 07	2,125	249	1,035	110	83	17	66	7	2,374	1,145	100	73
<b>Michigan</b>														
	Cynthia Johnson	Jul 07	1,576	588	941	571	49	18	45	33	2,164	1,512	67	78
<b>Minnesota</b>														
	Rose Ann Bisch	Jul 07	1,285	355	2,128	213	68	17	87	20	1,640	2,341	85	107
<b>Mississippi</b>														
	Christopher Epps	Jul 07	737	234	896	242	92	46	41	21	971	1,138	138	62
<b>Missouri</b>														
	Wanda La Cour	Jul 07	2,158	816	3,305	2,000	97	87	195	84	2,974	5,305	184	279
<b>Montana</b>														
	Crystie Burnette	Jul 07	300	95	842	235	8	5	14	13	395	1,077	13	27
<b>Nebraska</b>														
	Marcella A. Shortt	Jul 07	0	161	0	68	0	14	0	7	161	68	14	7
	Catherine Roberts	Jul 07	659	0	398	0	45	0	41	0	659	398	45	41
<b>Nevada</b>														
	Karen Finley	Jul 07	635	300	809	230	36	20	18	20	935	1,039	56	38
<b>New Hampshire</b>														
	Jeanne Stewart	Jul 07	409	70	501	264	15	6	20	5	479	765	21	25
<b>New Jersey</b>														
	Sheri	Jul 07	5,909	0	7,547	0	84	0	198	0	5,909	7,547	84	198
	Debra Alt	Jul 07	0	489	0	533	0	21	0	30	489	533	21	30
<b>New Mexico</b>														
	Edward Gonzales	Jul 07	1,624	569	1,249	318	73	8	65	23	2,193	1,567	81	88
<b>North Carolina</b>														
	Betty Payton	Jul 07	3,053	806	1,130	104	66	25	58	5	3,859	1,234	91	63
<b>North Dakota</b>														
	Charles R. Placek	Jul 07	538	86	439	85	18	6	28	4	624	524	24	32
<b>Ohio</b>														
	Katrina Ransom	Jul 07	2,198	930	2,078	950	89	53	89	45	3,128	3,028	142	134

	Name	Month	IN State Prob.	IN State Parole	OUT of State Prob.	OUT of State Parole	Trans. IN Prob.	Trans. IN Parole	Trans. OUT Prob.	Trans. OUT Parole	Total IN State	Total OUT of State	Total Trans. IN	Total Trans. OUT
<b>Oregon</b>														
	Denise Sitler	Jul 07	973	307	989	498	56	18	63	27	1,280	1,487	74	90
<b>Pennsylvania</b>														
	Colleen M. Fickel	Jul 07	2,509	501	2,249	1,078	130	27	88	28	3,010	3,327	157	116
<b>Puerto Rico</b>														
	Carmen Ayala-Rios	Jul 07	161	117	85	19	6	5	4	0	278	104	11	4
<b>Rhode Island</b>														
	Laura Queenan	Jul 07	309	42	956	47	22	5	46	7	351	1,003	27	53
<b>South Carolina</b>														
	Ann Clarke	Jul 07	1,667	469	885	417	60	25	44	12	2,136	1,302	85	56
<b>South Dakota</b>														
	Linda Ott	Jul 07	510	0	649	0	15	0	20	0	510	649	15	20
<b>Tennessee</b>														
	Deborah Duke	Jul 07	2,313	853	1,514	461	114	34	44	5	3,166	1,975	148	49
<b>Texas</b>														
	Sylvia Ann Mokarzel	Jul 07	4,003	2,380	8,104	3,310	181	96	269	70	6,383	11,414	277	339
<b>US Virgin Islands</b>														
	Arline Swan	Jul 07	25	7	4	1	0	0	0	0	32	5	0	0
<b>Utah</b>														
	Julie Christenson	Jul 07	570	195	262	134	6	0	14	12	765	396	6	26
<b>Vermont</b>														
	Elaine Davis	Jul 07	260	64	399	75	4	0	6	2	324	474	4	8
<b>Virginia</b>														
	Amanda Hill-Dandridge	Jul 07	2,817	768	6,522	728	85	24	128	9	3,585	7,250	109	137
<b>Washington</b>														
	Marjorie Owens	Jul 07	1,550	538	463	320	36	4	18	4	2,088	783	40	22
<b>Wisconsin</b>														
	William Rankin	Jul 07	1,216	266	1,834	1,066	54	16	70	42	1,482	2,900	70	112
<b>TOTAL</b>												<b>3,523</b>	<b>3,589</b>	

# Monthly Data Collections Report - June 2007

ENSURING PUBLIC SAFETY FOR THE 21<sup>ST</sup> CENTURY



**ICAOS**

Name	Month	IN State Prob.	IN State Parole	OUT of State Prob.	OUT of State Parole	Trans. IN Prob.	Trans. IN Parole	Trans. OUT Prob.	Trans. OUT Parole	Total IN State	Total OUT of State	Total Trans. IN	Total Trans. OUT
<b>Alabama</b>													
Rich Pierce	Jun 07	2,925	719	1,073	433	99	23	25	2	3,644	1,506	122	27
<b>Alaska</b>													
Kelly Cravens	Jun 07	144	64	206	55	5	4	14	1	208	261	9	15
<b>Arizona</b>													
Dori Ege	Jun 07	1,432	509	2,199	283	70	27	95	33	1,941	2,482	97	128
<b>Arkansas</b>													
Linda Strong	Jun 07	1,522	658	1,293	627	71	31	52	28	2,180	1,920	102	80
<b>California</b>													
David Babby	Jun 07	0	1,327	0	1,270	0	71	0	71	1,327	1,270	71	71
<b>Connecticut</b>													
Tracy Johnson	Jun 07	0	186	0	99	0	4	0	4	186	99	4	4
<b>Delaware</b>													
Alan R. Kerrigan	Jun 07	419	136	408	28	30	5	50	0	555	436	35	50
<b>District of Columbia</b>													
Jody Tracey	Jun 07	393	94	585	26	28	6	29	1	487	611	34	30
<b>Florida</b>													
Pamela Levine	Jun 07	4,366	1,471	5,246	223	229	122	243	11	5,837	5,469	351	254
<b>Georgia</b>													
Joe Kuebler	Jun 07	3,637	785	6,316	2,465	198	31	208	42	4,422	8,781	229	250
<b>Hawaii</b>													
Janice Yamada	Jun 07	177	63	310	162	10	2	9	2	240	472	12	11
<b>Idaho</b>													
Margaret Lint	Jun 07	475	183	894	292	15	7	29	5	658	1,186	22	34
<b>Illinois</b>													
Rich Ludolph	Jun 07	6,028	0	3,619	0	106	0	106	0	6,028	3,619	106	106
<b>Indiana</b>													

	Name	Month	IN State Prob.	IN State Parole	OUT of State Prob.	OUT of State Parole	Trans. IN Prob.	Trans. IN Parole	Trans. OUT Prob.	Trans. OUT Parole	Total IN State	Total OUT of State	Total Trans. IN	Total Trans. OUT
	art hegewald	Jun 07	0	790	0	406	0	15	0	17	790	406	15	17
	Nita Wright	Jun 07	0	0	4,167	0	0	0	120	0	0	4,167	0	120
<b>Iowa</b>														
	Debra Klinzing	Jun 07	1,106	298	753	280	45	19	48	8	1,404	1,033	64	56
<b>Kansas</b>														
	Jerry Bauer	Jun 07	1,152	441	873	523	54	25	72	39	1,593	1,396	79	111
<b>Kentucky</b>														
	AMANDA S. BURT	Jun 07	1,766	555	2,111	1,086	64	24	86	33	2,321	3,197	88	119
<b>Louisiana</b>														
	DAPHINE DENNEY	Jun 07	1,282	494	1,548	720	74	27	90	42	1,776	2,268	101	132
<b>Maine</b>														
	Tima	Jun 07	279	58	211	7	12	3	13	0	337	218	15	13
<b>Maryland</b>														
	Melanie P. Brock	Jun 07	2,526	457	1,341	569	105	8	45	9	2,983	1,910	113	54
<b>Massachusetts</b>														
	Donald LaFratta	Jun 07	2,122	249	1,032	112	85	10	69	3	2,371	1,144	95	72
<b>Michigan</b>														
	Cynthia Johnson	Jun 07	1,578	582	935	559	69	24	41	42	2,160	1,494	93	83
<b>Minnesota</b>														
	Rose Ann Bisch	Jun 07	1,345	365	2,134	212	68	12	78	16	1,710	2,346	80	94
<b>Mississippi</b>														
	Christopher Epps	Jun 07	741	237	903	247	97	25	46	12	978	1,150	122	58
<b>Missouri</b>														
	Wanda La Cour	Jun 07	2,164	792	3,264	792	143	94	199	111	2,956	4,056	237	310
<b>Montana</b>														
	Crystie Burnette	Jun 07	303	99	840	231	8	2	26	12	402	1,071	10	38
<b>Nebraska</b>														
	Marcella A. Shortt	Jun 07	0	158	0	72	0	5	0	6	158	72	5	6
<b>Nevada</b>														
	Karen Finley	Jun 07	607	289	869	241	32	21	30	18	896	1,110	53	48
<b>New Hampshire</b>														
	Jeanne Stewart	Jun 07	409	65	493	263	16	2	22	7	474	756	18	29
<b>New Jersey</b>														
	Sheri Miller	Jun 07	5,882	0	7,517	0	94	0	186	0	5,882	7,517	94	186
	Debra Alt	Jun 07	0	492	0	511	0	12	0	15	492	511	12	15
<b>New Mexico</b>														



## **Budget**

ICAOS  
Working Budget

	A	G	K	L	N	O
1		FY07		FY08		Projected
2		Actual	FY08	Actual	FY09	FY10
3		To Date	Budget	To Date	Budget	Budget
4	<b>REVENUE</b>					
5	DUE ASSESSMENT	1,365,780.00	1,365,780.00	1,365,780.00	1,447,726.80	1,534,590.41
6	Refunds	5,000.00		12,438.97		
7	PCCA Contribution	62,977.49				
8	Print Sponsorship	2,000.00				
9	INTEREST INCOME**	67,322.15	42,000.00	61,992.97	42,000.00	42,000.00
10	<b>Total Administration Revenue</b>	<b>1,503,079.64</b>	<b>1,407,780.00</b>	<b>1,440,211.94</b>	<b>1,489,726.80</b>	<b>1,576,590.41</b>
11						
12	<b>EXPENSE</b>					
13	50010 SALARIES & WAGES	367,650.05	400,000.00	362,115.06	400,220.81	440,231.85
14	51010 EMPLOYEE BENEFITS	93,261.34	126,000.00	81,169.71	130,066.24	142,069.56
15	50030 TEMPORARY SERVICES	13,971.93		14,255.21		
16	50090 SEVERANCE	23,292.86		(1,248.59)		
17	51310 EDUCATION, ACCREDITATION	1,515.00	2,000.00	2,341.75	2,000.00	2,000.00
18	52010 SUPPLIES	12,406.53	15,000.00	3,935.75	6,000.00	6,120.00
19	52030 POSTAGE	1,941.79	2,000.00	744.61	1,000.00	1,020.00
20	52050 COMPUTER SEVICES/SUPPORT	19,607.73	22,600.00	17,474.47	19,000.00	19,380.00
21	52070 PHOTOCOPY	4,023.78	5,000.00	1,847.74	2,500.00	2,550.00
22	52110 MISCELLANEOUS	664.88	500.00	0.00	500.00	500.00
23	52400 DIRECT TELEPHONE EXPENSE	9,201.52	9,100.00	8,443.00	8,820.00	8,996.40
24	52401 CELL PHONE EXPENSE	2,705.93	3,500.00	1,451.63	2,000.00	2,040.00
25	52440 OUTSIDE WEB SUPPORT/HEA CMS	5,580.00				
26	55255 CONFERENCE CALLS	292.00	300.00	154.16	200.00	200.00
27	56180 WEB/VIDEO CONFERENCE (WebEx)	45,756.25	42,720.00	40,020.79	42,720.00	42,720.00
28	52500 MARKETING/ADVERTISING	2,966.59	1,000.00	419.00	1,000.00	1,000.00
29	53010 EQUIPMENT PURCHASE	15,436.12	15,000.00	(732.72)	20,000.00	10,000.00
30	53400 SOFTWARE PURCHASE	1,631.41	1,500.00	1,336.93	1,500.00	1,530.00
31	52160 CREDIT CARD MERCHANT FEES	776.40		840.50		
32	54010 CONSULTANT SERVICES	47,246.94	60,000.00	8,740.47	50,000.00	50,000.00
33	64071 LEGAL SERVICES	64,691.33	70,000.00	41,007.40	50,000.00	50,000.00
34	54300 PROFESSIONAL MEMBERSHIP FEES	300.00	575.00	250.00	575.00	575.00
35	55010 STAFF TRAVEL	15,343.50	15,000.00	14,291.91	18,000.00	18,360.00
36	56990 MEETING EXPENSE	2,401.26	2,500.00	953.30	1,500.00	1,500.00
37	57010 RENT	44,091.06	44,300.00	41,175.44	45,186.00	46,089.72
38	57300 INSURANCE	7,516.00	7,700.00	7,041.00	7,854.00	8,011.08
39	58021 DESKTOP PUBLISHING	3,875.95	1,000.00		0.00	0.00
40	58050 PRINTING	3,829.00	10,000.00	878.50	7,500.00	5,000.00
41	59030 INDIRECT COST	109,616.92	115,734.83	87,602.45	110,449.18	116,085.64
42	<b>Total Administration Expenditures</b>	<b>921,594.07</b>	<b>973,029.83</b>	<b>736,509.47</b>	<b>928,591.23</b>	<b>975,979.25</b>
43						
44	<b>OTHER EXPENSE</b>					
45	Executive Committee Meetings	24,612.98	15,000.00	20,072.32	15,000.00	15,000.00
46	Annual Meeting	172,970.51	181,540.00	126,836.35	187,570.00	190,000.00
47	Compliance Committee	5,525.38	9,000.00	8,047.31	18,000.00	9,000.00
48	Rules Committee	15,009.51	15,000.00	468.98	18,000.00	9,000.00
49	Technology Committee	25,909.35	15,000.00	6,206.00	15,000.00	15,000.00
50	Training/Education Committee	11,147.89	18,000.00	12,001.74	18,000.00	18,000.00
51	DCA	56,148.37		24.31		
52	Sex Offender Ad Hoc Committee	11,492.37		325.45		
53	East Region Meeting	5,090.00		12.50		
54	Defense Litigation (NACIS)	44,187.85		5,365.50		
55	Shop ICAOS			661.90		
56	NACIS Settlement		50,000.00	68,041.46		
57	ICOTS		325,000.00	137,440.63	325,000.00	325,000.00
58	Other Indirect Cost	50,232.72	62,977.90	24,303.02	58,661.95	56,560.00
59	<b>Total Other Expense</b>	<b>422,326.93</b>	<b>691,517.90</b>	<b>409,807.47</b>	<b>655,231.95</b>	<b>637,560.00</b>
60						
61	<b>Total Commission Expenses</b>	<b>1,343,920.99</b>	<b>1,664,547.73</b>	<b>1,146,316.94</b>	<b>1,583,823.18</b>	<b>1,613,539.25</b>
62						
63	<b>Net Income</b>	<b>159,158.65</b>	<b>(256,767.73)</b>	<b>293,895.00</b>	<b>(94,096.38)</b>	<b>(36,948.84)</b>
64						
65	Designated Legal Fund	47,000.00	50,000.00	50,000.00	50,000.00	50,000.00
66	Dedicated Reserves***	335,980.25	416,136.93	286,579.23	395,955.80	403,384.81
67	<b>Total Designated Funds</b>	<b>382,980.25</b>	<b>466,136.93</b>	<b>336,579.23</b>	<b>445,955.80</b>	<b>453,384.81</b>
68						
69	<b>Cash Flow Minus Funds</b>	<b>(223,821.60)</b>	<b>(722,904.66)</b>	<b>(42,684.23)</b>	<b>(540,052.18)</b>	<b>(490,333.65)</b>
70						
71	<b>Total Reserves Available</b>	<b>1,037,345.20</b>	<b>1,196,503.85</b>	<b>1,196,503.85</b>	<b>939,736.12</b>	<b>845,639.74</b>
72	<b>Remaining Undedicated Reserve</b>	<b>813,523.60</b>	<b>473,599.19</b>	<b>1,153,819.62</b>	<b>399,683.94</b>	<b>355,306.09</b>
73						

**ICAOS Dues Formula  
Expanded Tiers  
Finance Committee Ad Hoc Proposal**

The original formula remains the same with an additional sixth tier for those states whose dues ratio falls below .001. In this case with only the Virgin Islands affected by the change, the bottom line total for dues collection is decreased by \$9,180. The dues reflected below are from the 2008 fiscal year.

**Original Formula:**

$$(\text{State population} / \text{U.S. Population}) + (\text{State offender transfers} / \text{Total U.S. offender transfers}) / 2$$

$$(626,932 / 285,230,516) + (542 / 234,085) / 2$$

$$.002197 + .002315 = .009889 / 2 = \underline{\mathbf{.002257}}$$

State	Projected Dues	State Population	US Population	Offender Transfers	US Offender Transfers	Dues Ratio
Alaska	\$18,360	626,932	285,230,516	542	234,085	<b>0.002257</b>

State	Current Dues	Dues Ratio	State Population	US Population	State Offenders	US Offenders
<b>Tier One</b>						
U.S. Virgin Islands	\$9,180	0.000356	102,000	285,230,516	83	234,085
<b>Tier Two</b>						
Alaska	\$18,360	0.002257	626,932	285,230,516	542	234,085
Wyoming	\$18,360	0.002559	493,782	285,230,516	793	234,085
North Dakota	\$18,360	0.003206	642,200	285,230,516	974	234,085
Vermont	\$18,360	0.003293	608,827	285,230,516	1,042	234,085
South Dakota	\$18,360	0.003662	754,844	285,230,516	1,095	234,085
Maine	\$18,360	0.003687	1,274,923	285,230,516	680	234,085

New Hampshire	\$18,360	0.004067	1,235,876	285,230,516	890	234,085
Rhode Island	\$18,360	0.0042	1,048,319	285,230,516	1,106	234,085
Hawaii	\$18,360	0.004249	1,211,537	285,230,516	995	234,085
Montana	\$18,360	0.004337	902,195	285,230,516	1,290	234,085
Delaware	\$18,360	0.004338	783,600	285,230,516	1,388	234,085
Idaho	\$18,360	0.004953	1,293,953	285,230,516	1,257	234,085
West Virginia	\$18,360	0.005554	1,808,344	285,230,516	1,116	234,085
Dist. of Columbia	\$18,360	0.005725	572,059	285,230,516	2,211	234,085
Nebraska	\$18,360	0.00583	1,711,263	285,230,516	1,325	234,085
Utah	\$18,360	0.005901	2,233,169	285,230,516	930	234,085
New Mexico	\$18,360	0.007157	1,819,046	285,230,516	1,858	234,085
Puerto Rico	\$18,360	0.007744	3,808,610	285,230,516	500	234,085

**Tier Three**

Nevada	\$25,500	0.009746	1,998,257	285,230,516	2,923	234,085
Kansas	\$25,500	0.009959	2,688,418	285,230,516	2,456	234,085
Iowa	\$25,500	0.010651	2,926,324	285,230,516	2,585	234,085
Mississippi	\$25,500	0.010668	2,844,658	285,230,516	2,660	234,085
Oregon	\$25,500	0.011248	3,421,399	285,230,516	2,458	234,085
Connecticut	\$25,500	0.01125	3,405,565	285,230,516	2,472	234,085
Arkansas	\$25,500	0.01209	2,673,400	285,230,516	3,466	234,085
Oklahoma	\$25,500	0.014729	3,450,654	285,230,516	4,064	234,085
Kentucky	\$25,500	0.014864	4,041,769	285,230,516	3,642	234,085
Colorado	\$25,500	0.014922	4,301,261	285,230,516	3,456	234,085
South Carolina	\$25,500	0.015931	4,012,012	285,230,516	4,166	234,085
Alabama	\$25,500	0.016621	4,447,100	285,230,516	4,132	234,085
Indiana	\$25,500	0.016725	6,080,485	285,230,516	2,840	234,085
Washington	\$25,500	0.01705	5,894,121	285,230,516	3,145	234,085
Arizona	\$25,500	0.017079	5,130,632	285,230,516	3,785	234,085
Massachusetts	\$25,500	0.017405	6,349,097	285,230,516	2,938	234,085
Tennessee	\$25,500	0.017614	5,689,283	285,230,516	3,577	234,085
Louisiana	\$25,500	0.018275	4,468,976	285,230,516	4,888	234,085
Minnesota	\$25,500	0.018665	4,919,479	285,230,516	4,701	234,085
Wisconsin	\$25,500	0.018668	5,363,675	285,230,516	4,338	234,085

<b>Tier Four</b>						
Maryland	\$32,640	0.021496	5,296,486	285,230,516	5,717	234,085
New Jersey	\$32,640	0.024148	8,414,350	285,230,516	4,400	234,085
Michigan	\$32,640	0.025457	9,938,444	285,230,516	3,762	234,085
North Carolina	\$32,640	0.028784	8,049,313	285,230,516	6,870	234,085
Ohio	\$32,640	0.029452	11,353,140	285,230,516	4,471	234,085
Missouri	\$32,640	0.029649	5,595,211	285,230,516	9,289	234,085
Pennsylvania	\$32,640	0.031196	12,281,054	285,230,516	4,526	234,085
Georgia	\$32,640	0.032677	8,186,453	285,230,516	8,580	234,085
Virginia	\$32,640	0.035263	7,078,515	285,230,516	10,700	234,085
<b>Tier Five</b>						
Florida	\$39,780	0.047751	15,982,378	285,230,516	9,239	234,085
New York	\$39,780	0.053217	18,976,457	285,230,516	9,341	234,085
Illinois	\$39,780	0.05422	12,419,293	285,230,516	15,192	234,085
<b>Tier Six</b>						
Texas	\$46,920	0.088867	20,851,820	285,230,516	24,492	234,085
California	\$46,920	0.114864	33,871,648	285,230,516	25,978	234,085
<b>Total Budget</b>	<b>\$1,356,600</b>				<b>231,324</b>	

## **Committee Reports**

 <p><b>Interstate Commission for Adult Offender Supervision</b></p>	<p><b>Page Number:</b> <b>1</b></p>
<p><b>ICAOS Guidelines for Resolving Compliance Issues</b></p> <p><b>Issued by:</b> <b>Interstate Commission for Adult Offender Supervision</b> <i>Executive Committee Workgroup</i></p>	<p><b>Dated:</b> <b>August 2008</b></p>

## I. Objectives

The objective of this policy is to establish a proactive process for resolving non-compliance issues prior to a referral to the Compliance Committee. The guidelines are intended to promote resolution of such issues through positive interaction and only seek to invoke punitive sanctions in the most serious cases and/or only as a measure of last resort. While the guidelines set forth in this policy are intended to assist member states with non-compliance problems by promoting positive working relationships and solutions, it is recognized that this process may not be applicable in all cases and it is not intended to circumvent the powers and duties of the Commission to enforce the provisions of the Compact as specified by statute or rules.

## II. Applicability

This policy applies to the National Office and all member states.

## III. Procedures

When a non-compliance matter or complaint comes to the attention of the National Office the National Office will respond by taking the action identified in Level One and continuing up the continuum through Level Five or until the issue is considered resolved. Five levels for guiding the Commission on compliance matters are identified and outlined. They are as follows:

**Level One:** At Level One the Executive Director makes contact with the involved Commissioners and attempts to resolve the matter to the satisfaction of both parties. If the matter can't be resolved it is advanced to Level Two for additional action.

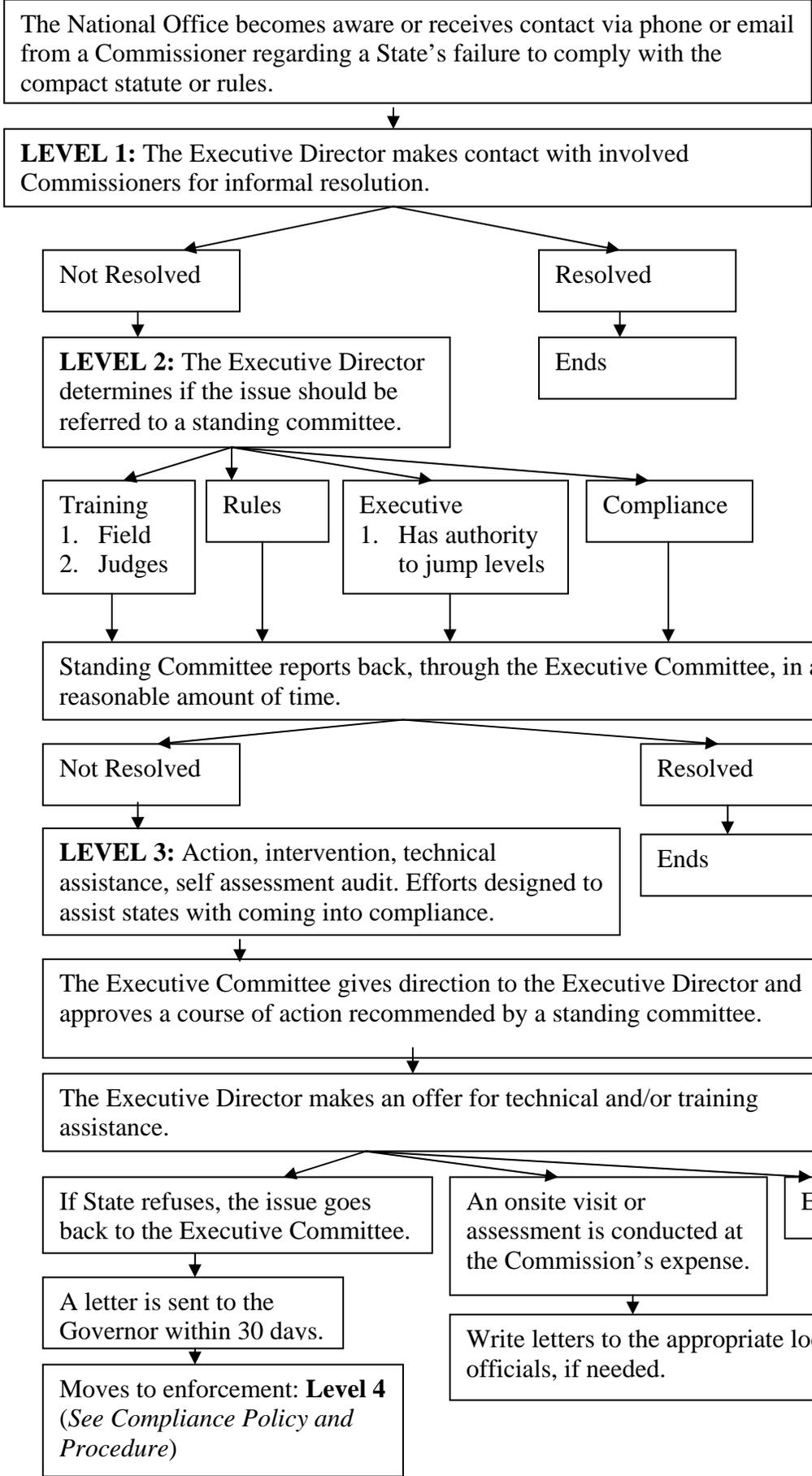
**Level Two:** At Level Two the Executive Director continues to work to identify an acceptable solution by consulting with the appropriate standing committees, i.e. rules, training etc.

**Level Three:** At Level Three the Executive Director attempts to resolve the matter by offering technical assistance to include, securing the assistance of

subject matter experts, on-site training, assistance with completing a self assessment audit etc.

- Level Four: At Level Four the Executive Director has exhausted attempts to resolve the compliance problem using the methods identified in the first three levels. The Executive Director prepares a report to the Executive Committee recommending that the matter be referred to the Compliance Committee for further action. (See: *Compliance Policy and Procedure for Investigating Allegations of Non-Compliance*)
- Level Five: At Level Five the Compliance Committee finds the non-compliant state in default and assesses a penalty. (See: *Compliance Policy and Procedure for Investigating Allegations of Non-Compliance*)

The following diagram outlines the process for resolving compliance issues coming to the attention of the National Office.



 <p style="text-align: center;"><b>Interstate Commission for Adult Offender Supervision</b></p>	<p style="text-align: right;"><b>Page Number:</b> <b>1</b></p>
<p><b>Policy and Procedure for Investigating Allegations of Non-Compliance with the Interstate Commission for Adult Offender Supervision</b></p> <p style="text-align: right;"><b>Issued by:</b> <b>Interstate Commission for Adult Offender Supervision Compliance Committee</b></p>	<p style="text-align: right;"><b>Dated:</b> <b>August 2008</b></p>

## I. Objectives

The objective of this policy and procedure is to define the process by which the Compliance Committee will act when it receives an allegation. Pursuant to this policy and procedure, a duty of the Compliance Committee is to address substantial or persistent violations after all other efforts to assist states to come into compliance are exhausted or in cases where violations warrant immediate action.

The Compliance Committee of the Interstate Commission for Adult Offender Supervision (ICAOS) has the responsibility to ensure that the rules and regulations of the Compact are adhered to in order to protect public safety while promoting offender rehabilitation. In order to properly exercise its authority, the Compliance Committee shall review and/or investigate all allegations of non-compliance that are directed to the Committee and may take one or more appropriate actions. These alternatives may range from corrective measures, educational measures to monetary fines, administrative orders, or other punitive sanctions.

## II. Investigation

### A. Purpose

The purpose of the investigation is to substantiate or ‘rule out’ a factual basis for the allegations by assembling and examining all relevant evidence including witnesses, documents, and all other information which may lead to the discovery of relevant evidence.

## B. Procedure

During the investigation, information may emerge which justifies broadening the scope of the investigation beyond the initial allegations. The Commissioner of the State alleged to be in non-compliance will be informed in writing if new and different allegations are discovered during the course of the investigation.

The investigation shall be conducted by a neutral investigator independently, employed or otherwise contracted by ICAOS. Current Commissioners of the ICAOS are disqualified from acting as an investigator, as it may be perceived as a conflict. The investigator, at the direction of the Executive Director, shall use any and all materials and reports gathered during the inquiry phase and request any and all documents that would further assist the investigation. The investigator may interview any person(s) who may have information relevant to the allegation(s) and investigation of non-compliance and may obtain, through appropriate subpoena or other process if necessary, all documents and other information relevant to such allegation(s). Pursuant to the provisions of the Compact all such investigatory information and investigative file(s) shall be confidential and not subject to public disclosure.

The State alleged to be in non-compliance will be given an opportunity to submit written documents and appear before the investigator at the State's own expense. At the conclusion of the investigation, the investigator will prepare a written report to the Executive Director which shall include a summary of the conclusions. This investigative report shall be confidential and not subject to public disclosure. The Executive Director shall forward the report and recommendations to the Chair of the Compliance Committee. This report shall be forwarded within 30 days of the conclusion of the investigation phase, unless a time extension has been granted by the Chairperson or designee. The Chair of the Compliance Committee shall forward the report to the full committee, the State alleged to be in non-compliance and the complaining State, if applicable. The State alleged to be in non-compliance shall be given the opportunity to appear before the Compliance Committee at the State's own expense, or reply in writing at a date and time to be determined by the Compliance Committee.

## C. Final Outcome

The Compliance Committee will base its findings on the report and any verbal or written submissions. The Compliance Committee will present their findings and make a recommendation to the Executive Committee at their next scheduled meeting. If the State in question is found in non-compliance, the State shall reimburse all costs associated with the investigation to ICAOS.

# **Interstate Commission for Adult Offender Supervision Deputy Compact Administrator Liaison Committee Annual Report 2008**

---

## **Committee Membership**

Milton Gilliam-OK	Chair
Henry Lowery-WV	Vice Chair
Michelle Buscher-IL	
Wanda LaCour-MO	
Rich Bitel-NY	
Wayne Theriault-MA	
Gregg Smith-LA	
Karen Tucker	
Patricia Malone-MA	

## **DCA Liaison Committee**

The DCA Liaison Committee was proposed and approved as a standing committee by the ICAOS Executive Committee during its November, 2006, teleconference meeting. The ICAOS Chair, Warren Emmer appointed Milton Gilliam, Oklahoma as the chair of the committee. The committee function is to act as the liaison between the Commissioners and the Deputy Compact Administrators to ensure communication and feedback is forwarded appropriately and to provide training opportunities for the Deputy Compact Administrators.

## **Goals and Objectives**

Goals and Objectives have been developed for the committee based on comments from the members and by feedback from Commissioners and DCA's during the last ICAOS Annual Business Meeting.

- The main goal of this committee is to provide a link for communication between Commissioners and DCA's. The methods proposed to accomplish this include regional teleconferences, periodic written updates, and a DCA page on the ICAOS Website to include a blog.
- Another goal is to continue the involvement of the DCA's in the Commission. The DCA Committee encourages the Commission to involve the DCA's more in standing committees and use them to prepare and provide training around the country.
- Training for the DCA's once they are hired and providing consistent updates on changes is vital to ensure consistency throughout the country. The committee has recommended that DCA's have their expenses paid to come to the ICAOS Annual Business Meeting each year for training and to assist the Commissioners during the meeting.

## **2008 Committee Business**

The DCA Committee met

- The committee met by teleconference discuss the Annual Business Meeting and talked about a mentoring program.
- Regional teleconferences were conducted August 5<sup>th</sup>, 6<sup>th</sup>, ' and 13<sup>th</sup>. These meetings were to disseminate information and to lay the groundwork for the DCA Conference in Palm Springs.
- A DCA Workshop was planned in conjunction with the ICAOS Annual Business Meeting. The workshop will give DCA's the opportunity to discuss issues while giving feedback and direction.

If you have questions or suggestions for the DCA Liaison Committee please contact any member of the committee.

**ICAOS Annual Business Meeting – September 2008**  
**Ex-officio Victims' Representative Report**  
**Submitted by Pat Tuthill**

**Teleconference Meetings and Other Communication**

February victim representative teleconference to provided update on rules effective January 1, 2008.

Teleconference scheduled for mid October to update victim representatives on Commission annual business meeting.

**Annual Business Meeting Request**

With the training for new commissioners each year and DCA's at the meeting, I believe it is important for the ex-officio victim representative to provide brief remarks (2-3 minutes) on the significance of complying with the Compact and real consequences to the public for failure to comply.

**ICAOS/Victim Page**

Coordinated with the National Office to develop the victims' rep web page on ICAOS that will be updated monthly to include the following:

- Discussion board for victim representatives to ask questions, post concerns and make recommendations. In process and not using yet.
- Additional links to victim organizations will be added to this page as a resource
- Victim Assistance training announcements posted for victim representatives.

**Criminal Justice and Victim Outreach Presentations**

- May 2008 - Georgia Criminal Justice Coordinating Council. H. Hageman and I presented program on ICAOS
- September 2008 – W. Emmer and I will present to Montana Probation Association
- October 2008 – Presenting at the annual conference of the Colorado Organization of Victim Advocates
- November 2008 – Georgia Mental Health Association Presentation
- Early 2009 – Massachusetts Eastern Region training for victim advocates
- October 2007 - North Carolina Probation Association. W. Emmer and I presented program in ICAOS

**ICAOS Annual Business Meeting – September 2008**  
**Ex-officio Victims' Representative Report**  
**Submitted by Pat Tuthill**

- Victims representatives helped promote the Peyton Tuthill Foundation-Scholarships. Three \$1,000 homicide survivor college scholarships were awarded on July 1. .
  - Ashley J. from PA is a student at Virginia State University lost her brother to homicide.
  - Samantha M. from PA is a student in MD lost her mother to homicide.
  - L. Rogers from OH is a student at Ashland University lost her father to homicide in Mesa, AZ

## **Regional Reports**

## **East Region Report**

Submitted by Chair: Rich Bitel, NY

The East Region met in January, May and June of 2008 to discuss issues that affect each state and territory in the region. The January meeting focused on the implementation of the new sex offender rule and the steps each state is taking to be in compliance. The May meeting centered on the sex offender rule, ICOTS and probation supervision issues. The June meeting was a two day face to face meeting where the region discussed transferring probation cases and their jurisdiction, ICOTS, a Lexmark presentation and compliance issues.

Our meetings are well attended which leads to open and frequent communication between our region and neighboring states. The region will continue to work together to answer the new challenges it will face in the coming year.

## **Mid-West Region Report**

Submitted by Chair: Ken Merz, MN

During the past year the Midwest region met face to face on September 24-26, 2007 during the Annual Business Meeting in Orlando, Florida. Ken Merz, Commissioner from Minnesota was re-elected Chair of the Region for another two year term. Additionally the region met via teleconference on WebEx on November 8, 2007; January 10, 2008; March 14, 2008, May 8, 2008 and June 26, 2008. The region made the decision to switch from quarterly meetings to meeting every other month. In an attempt to improve attendance during these meetings a schedule was established for the second Tuesday of every other month during all of 2008. This way all members would know when the region meeting was to be held and thus could avoid most scheduling conflicts. The majority of these meetings centered on the updates from member states.

In addition to the permanent scheduling of our meetings it was decided that at each meeting the region would have two or three specific discussion items that would be discussed in more detail. Topics such as Implementation of the Sex Offender Rule; Reply to Transfers; Committee Participation; File Closure with Issuance of a Warrant and a proposed amendment to Rule 3.101-3(c) have been addressed to date.

This year, the region was updated on the status of the ICOTS data system. This project has received favorable reviews so far from all member states and all are eager for final implementation. Issues surrounding the transfer of sex offenders were also a major topic of discussion by member states during throughout the year.

During the course of the past year the region has be pleased to welcome new Commissioners Linda Janes, Ohio and Ellen Brokofsky, Nebraska.

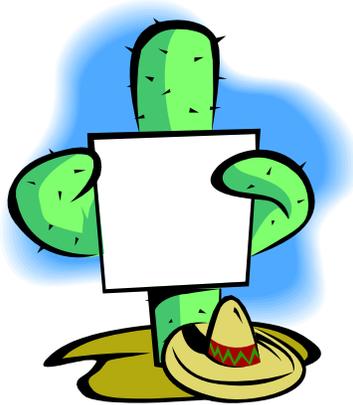
At the May 8, 2008 meeting, upon the recommendation of Bill Rankin, Wisconsin the region during passed it's first proposed rule amendment to be referred to the Rules Committee for further consideration. The purpose of this amendment is to limit the scope of Rule 3.101-3 (c) to those offenders newly convicted of offenses requiring registration.

## **South Region Report**

Submitted by Chair: Gary Tullock, TN

The South Region conducted quarterly meetings which were well attended with representatives from every state including Deputy Compact Administrators. In 2007, states worked to come into compliance on the submission of statistical reports and the establishment of State Councils. Several states have considerable difficulty getting Council members appointed therefore, some Commissioners volunteered to work with those states having problems. Executive Director Harry Hageman volunteered to personally provide or supply a trainer to train new Council members. Commissioners with active councils also offered motivation methods and innovations that keep their Councils active. The discussions were a great example of Commissioners helping each other and exemplified the Spirit of the Compact.

Two South Region states continue to lead the Compact in the use of On-Demand training for staff, especially new staff. Commissioners from those states established policies requiring mandatory On-Demand and Webex training for all new officers and annual On-Demand training of the ICAOS Rules for existing staff. Both had noticeable reductions in errors by field staff as a result of these policies.



## **West Region Report**

Submitted by Chair: Dori Ege, AZ

The West Region attempts to meet every 60 days to provide an opportunity for Commissioners, Deputy Compact Administrators, Compact Coordinators, Staff, and guests to discuss current compact issues facing individual states, the region, and the nation. Our meetings provide for open and frequent communication between our neighboring states. It is the goal of the West Region to cooperate and assist one another in an effort to fulfill the mission and purpose of the Interstate Compact for Adult Offender Supervision.

Teleconference meetings held since the September 2007 Annual Business Meeting:

- November 6, 2007
- January 15, 2008
- March 11, 2008
- June 10, 2008
- August 12, 2008

Topics discussed:

- ICOTS – Training, Implementation, Legacy Data
- State Councils – Progress – areas of assistance needed
- 2008 Rule Changes
- Training issues
- Compliance issues and communication issues
- Unsupervised Cases as they relate to the current definition of “Supervision.” The region agreed that the current definition needs to be studied and revised. The current definition of supervision was referred to the Rules Committee from the West Region after the 2007 Annual Business Meeting.