**Interstate Advisory Council**

**Minnesota Department of Corrections**

**ZOOM Meeting**

**Tuesday May 18, 2021**

**9:00 a.m. – 11:00 a.m.**

**Those in attendance:** Ms. Kelly Kemp, Ms. Nicole Kern, Mr. Brian Johnson, Ms. Tracy Hudrlik, Mr. Steve King, Mr. Allen Godfrey, Ms. Suzanne Elwell, Ms. Athena Hollins, Judge Richard Kyle, Ms. Callie Hargett, Mr. William Ward, Mr. William Hutton, Ms. Kelly Moller, Mr. Mike McGuire.

Guests: Ms. Rebecca Hillestead, Ms. Amanda Kohlbeck, Ms. Jessica Raptis

**Those not in attendance:** Mr. Shane Baker, Ms. Renee Brown-Goodell, Mr. Bobby Joe Champion, Ms. Freddie Davis-English, Mr. Warren Limmer, Ms. Marion O’Neill, Ms. Mical Peterson, Mr. Paul Schnell, Ms. Rebecca Holmes-Larson, Ms. Safia Kahn, Mr. Curtis Shanklin

**Prior to meeting starting:** Discussing Overview of compliance standard performance

**Introduction of members and guests:** Tracy spoke to the new members about the rules for both adults and juveniles

The October 26, 2020 minutes were approved.

**Interstate Compact on Juveniles (ICJ)**

* **Rule Amendments discussed for language changes**
	+ **Rule 1-101: Absconder**
	+ **Rule 1-101: Court**
	+ **NEW Rule 1-101: Proof of Entitlement**
	+ **Rule 2-103: Adoption of Rules and Amendments**
	+ **Rule 3-101: Forms**
	+ **Rule 4-102: Sending and Receiving Referrals**
	+ **Rule 4-103: TOS Procedures for Juvenile Sex Offenders**
	+ **Rule 4-104: Authority TO accept/Deny Supervision**
	+ **Rule 5-101: Supervision/Services Requirements**
	+ **Rule 5-102: Absconder Under ICJ Supervision**
	+ **Rule 5-103: Reporting Juvenile Non-Compliance, Failed Supervision, and Retaking**
	+ **Rule 7-104: Warrants**
	+ **Rule 7-105: Detention and hearing on failure to return**
	+ **Rule 8-101: Travel Permits**
* Question on photo – it’s not required. We appreciate the photo as we may be asked to do airport security.
* Formal motion to support the 2021 Juvenile rule changes: proposed rules is approved by the council
* Question on juvenile numbers: For transfers, 31 outgoing juveniles, 32 incoming. Runaways, escapees, and absconders 3-5/week, Travel Permits 1-2/day
* **Conversion from JIDS to UNITY**
	+ Discussion of previous Juvenile system JIDS and its inefficiency and the creation of UNITY
	+ Unity will go live on 5/19/2021 for all users
	+ Unity is more secure and automated system that will allow for easier tracking of juveniles
	+ Unity developed as a rules-based system. Forces the users to follow the rules.

**Interstate Commission for Adult Offender Supervision (ICAOS)**

* **Rule Amendments**
	+ **ByLawArt2Sect2 – Add NDAA (National Districts Attorney Association) as ex-officio member:**
	+ **Rule 1.101-Revise definition of resident:Midwest: Withdrew**
	+ **Rule 1.101-Revise Definition of Resident: Rules:**
	+ **Rule 5.108-Probable Cause Hearing in the Receiving State:Midwest:**
	+ **2.110, 4.111, 5.101, 5.102, 5.103, 5.103-1: Expanding the timeframe to a standard 15 business days to issue a warrant.**
		- Question posed – what if they fail to request a warrant within 15 days? We would still have to get the warrant still, it would just be out of compliance
		- Question posed: What was the range before? Immediately, 10 days, anything beyond 15? A silent rule, really no time frame, immediate, 10, and 30 days (only when the sending state wants them back, but he doesn’t have to go back)
		- Al Godfrey - Discussions at the regional level to arrive at 15, some states with exceptional delays, good move towards public safety. Consistency
		- Bill Hutton posed that additional education for sheriffs when they encounter interstate compact situations. Warrants are easily pushed back, and interstate warrants should take precedence
		- Suzanne: for the rule related to absconding, it used to be immediately, may be changed to 15 days. How did the conversation go when there are victims? A: You can still obtain a warrant immediately or as fast as you can, you just have to have one within 15 business days.
		- NCIC is working on updating system that has an indicator for interstate compact cases
* **ICOTS Enhancement**
	+ **Warrant status tracking/audit tool: Warrant tracking system within ICOTS**
		- Advantage of having data in ICOTS, the compliance committee doing reviews on the states, they often relied on the states self-reporting they were in compliance because it wasn’t tracked. If it is tracked within ICOTS, we will be able to determine the accurate data FY 23 next audit
		- Consensus from the members were in support to this change
		- Nicole – Motion to approve, Mike McGuire second – all in favor, approved
* **Transfer Assessment Pilot**
	+ National office conducting a transfer assessment of all states starting in July. Mn is a pilot site so our transfer assessment is completed. Assessment to the processes to see how we are handling the transfers. MN in general accept incoming cases at or above the national average, but our outgoing requests were rejected at a higher rate. MN Changed policies on what is required from agents, and this seemed to have significantly improved the acceptance rates of our outgoing cases
	+ This will be something that will be audited every 5 years. Need to improve acceptance rates throughout the nation and get rid of automatic denials. Want states to document the investigation of the plans
	+ Compliance committee setting a target for acceptance rates this fall
	+ Question posed: How many states that are under compliance? A: We don’t have an exact number, a few states that have more challenges than others, but a direct number is not known. Mr. Godfrey indicated an exact number can be requested
	+ Tracy – B/c of pandemic, while the rules were still enforced, the compliance was relaxed. Compliance enforcement and complaints were not filed during the pandemic. The emergency rule has now since been removed in April 2021 and compliance enforcement is in full effect. Suspension of rules enforcement was lifted April 1, 2021.

**New Business -** None

**Old Business –** None

**Schedule Next Meeting** – Meet again in November 2021

**Adjourn**