

New York State Council Meeting
Interstate Commission for Adult Offender Supervision
NYS Division of Criminal Justice Services
Alfred E. Smith Office Building
80 S. Swan Street, Room 118
Albany, New York State
Tuesday, October 30, 2018

Welcome and Opening Remarks

Robert Maccarone, Deputy Commissioner and Director, NYS DCJS-Office of Probation and Correctional Alternatives, and NYS Commissioner and Compact Administrator

Welcomed Members of the State Council and Guests

Introduction of State Council members

Robert Maccarone, Deputy Commissioner and Director, NYS DCJS-Office of Probation and Correctional Alternatives, and NYS Compact Administrator
Mike Green, Executive Deputy Commissioner, NYS Division of Criminal Justice Services
Elizabeth Cronin, Director of NYS Office of Victim Services
Judge Michael Yavinsky, Supervising Judge, Kings County
Donald O'Geen, Wyoming County District Attorney
Tina Stanford, Chairwoman, NYS Board of Parole
Dennis Houdek, Esq.,

Introduction of Guests

Lisa Calagero, Senior Parole Officer NYS DOCCS
Jeff Kirker, DOCCS, Central Region Manager, NYS DOCCS
Matthew Charton, Deputy Compact Administrator – NYS Probation
LaTrenda Buchanon, Secretary 2, NYS DCJS – Office of Probation and Correctional Alternatives

NYS Commissioner and Compact Administrator (CA) Robert Maccarone reviewed the agenda and asked for approval from the State Council. DA Donald O'Geen made a motion to accept the agenda which was seconded by Judge Yavinsky and all others approved, agenda was accepted.

CA Maccarone acknowledged and thanked Senior Parole Officer Lisa Calogero and Regional Director Jeff Kirker for joining the New York State Council Meeting from the NYS Department of Corrections and Community Supervision (DOCCS). The State Council was advised that former Parole Deputy Compact Administrator (DCA) Felix Rosa has retired. In reflection of DCA Rosa's efforts and contributions, it was indicated that at the 2018 Annual Business Meeting, the

states spoke very highly of him and the work that he has done. Additionally, DCA Rosa was awarded a "Spirit of the Compact" award and DCA Matthew Charton spoke briefly on what this award represents.

Compact Administrator Maccarone asked if everyone could take a few minutes to review the copy of the May 17, 2018 State Council minutes. Member reviewed and DA Donald O'Geen made a motion to accept the minutes which was seconded by Judge Yavinsky, and all others approved, minutes were accepted.

Mission Statement

At the request of CA Maccarone, DCA Charton read the State Council's Mission Statement:

"The mission of the New York State Council for the Interstate Compact for Adult Offender Supervision is to serve as advisory body to the State Compact Administrator, and to make recommendations for the implementation of state policies and procedures that facilitate the effective tracking, supervision and rehabilitation of adult probationers and parolees, advance their orderly transfer across state lines, and promote public and victim safety."

IVINS

NYS Office of Victim Services' (OVS) Director Elizabeth Cronin stated she had an 11:30 a.m. call and would have to excuse herself during the meeting.

CA Maccarone provided a brief history of VINEwatch and ICOTS Victim Notification Service (IVINS), highlighting VINEwatch's shortcomings as a victim notification service. CA Maccarone had provided recommendations from the State Council, specifically Director Cronin, for the implementation of text messaging and self-registration within the system. He noted that with the Interstate Commission for Adult Offender Supervision (ICAOS) National Office's approval, NYS worked with Appriss, the company that owns IVINS, to implement both features - text messaging and self-registration. However, issues remained with IVINS, as there were many notifications being sent out and victims agencies responded that the number of notifications that were being sent out were confusing to victims. NYS launched IVINS in March 2018 and introduced it to the probation field through a Webex video conference. On the same day as the Webex, NYS was informed that the ICAOS Executive Committee was reviewing the states use of IVINS and indicated that they may suspend its use and terminate the contract with Appriss. Through further discussion with the ICAOS National Office, it was learned that the Commission felt IVINS was a financial burden to its resources, and states were not using it. Pat Tuthill, who was the Commission's Victim Advocate, worked closely with NYS to advocate for the continued use of IVINS. However, the full Commission voted to discontinue its use and terminate the contract with Appriss. CA Maccarone thanked the State Council, especially OVS Director Cronin, for their support on this issue. He also commented that NYS hopes to use IVINS through a separate agreement with Appriss. In fact, NYS is working with four other states that are beginning to negotiate with Appriss and move forward with revisions including the reduction of notifications and other modifications. Director Cronin asked if it would make sense to include the NYS Sheriff Association in the IVINS discussion as they currently utilize the VINE

service? CA Maccarone acknowledged it would and stated he would keep the Council updated on this issue.

New York State ICAOS FY2019 Internal Policy and Procedures Audit Probation and Parole

CA Maccarone advised the State Council that the ICAOS National Office would be conducting a FY 2019 audit on each state's Internal Policies and Procedures in the use of ICOTS. CA Maccarone asked DCA Charton to provide an update. DCA Charton felt NYS was prepared as the Office of Probation and Correctional Alternatives (OPCA) had previously developed policies on the subject. OPCA and DOCCS provided updated policies to the ICAOS national office prior to the due date in September. NYS has not yet received any finding or results. DCA Charton commented that the updates to the existing policies focused on warrant management which will be the subject of the ICAOS FY 2020 Audit. DCA Charton provided the State Council with an overview of the OPCA warrant management system and an explanation on how the current ICAOS case management system called the Interstate Compact Offender Tracking System (ICOTS) lacks the ability to track warrants that states are obligated to issue as well as retakes which are also mandated by federal compact rule. NYS has shared its own tracker system with other states and DCA Charton gave a presentation on it at the 2018 ICAOS Annual Business Meeting in Orlando, Florida.

NYS DOCCS Regional Director Jeff Kirker provided an overview on how parole tracks interstate warrants.

ICAOS Quarterly Compliance Audit

CA Maccarone advised the State Council that the Commission continues to audit states on a quarterly basis on their compliance with maintaining certain time frames within ICOTS. NYS continues to maintain 90% or higher in all but one category, and that category is above 85%, well above the required 80% that is considered compliant. The category that was not at 90% or above is the *Violations Requiring Retaking* measure and since the number has dropped dramatically, any overdue report in that area impacts our compliance. CA Maccarone gave a brief overview of the recent rule change with violations and a description of the reason why the number of violation submissions have dropped. He noted that reported violations by states had dropped from 1,800 to 450 per month, and that revocations by the courts and parole authorities had run consistent with the 450 violations. The new violations rule was working well.

New Business

DCA Charton provided an update on probation ICAOS/ICOTS training. He thanked Judge Yavinsky for addressing the probation supervisors and branch chiefs at a recent in-person training OPCA conducted in Kings County for the NYC Department of Probation. DCA Charton commented that OPCA has completed training in three of the five boroughs and will continue with the remaining boroughs shortly.

CA Maccarone again highlighted the upcoming ICAOS audit on warrant tracking and management. DCA Charton stated that there was a State Director's Memorandum on the subject located in their folders.

NYS DOCCS Regional Director updated the State Council on the appointment of a new Interstate Bureau Chief, replacing Felix Rosa, with hopes one would be appointed soon. The individual selected would then be submitted to CA Maccarone for appointment as Deputy Compact Administrator, in accordance with the By-Laws.

State Council Openings

CA Maccarone provided an update on State Council membership. Assemblyman Daniel O'Donnell's term had expired; he is no longer the Chair of the Assembly Committee on Correction; and will not be seeking reappointment. CA Maccarone also stated that the second opening is a Victim's Representative. He stated that there is an identified candidate which is currently under review by the Governor Andrew M. Cuomo's Appointment Office.

Adjournment

CA Maccarone thanked the Council members and guests and adjourned the State Council meeting at 12:02pm.

Adjourned 12:02pm

Next Meeting Date: