

Indiana Interstate Compact State Council

Minutes

June 14, 2019

The Indiana Interstate Compact State Council met at the Indiana Government Center South in Indianapolis, Indiana on June 14, 2019. Justin Forkner presided over the meeting and Jenny Bauer acted as secretary.

- 1. Members present.** The following members of the State Council were present: Mary Kay Hudson, Executive Director of the Indiana Office of Court Services and Compact Administrator; Judge Darrin Dolehanty, President of the Indiana Council of Juvenile and Family Court Judges; Bernice Corley, Executive Director of the Indiana Public Defender Council; Dave Powell, Executive Director of the Indiana Prosecuting Attorneys Council; Devon McDonald, Executive Director of the Indiana Criminal Justice Institute; Joel Gruber, proxy for the Commissioner of the Indiana Department of Correction; and Justin Forkner, Chief Administrative Officer of the Office of Judicial Administration and chairperson of the State Council.
- 2. Staff present.** Jenny Bauer, Turran Blazier, and April Simmons provided staff assistance to the Council.
- 3. Approval of minutes.** The minutes from the August and November 2018 meetings were approved.
- 4. Review of council membership and statutory duties.** Mary Kay Hudson highlighted the duties from the State Council statute (IC 11-13-4.5-2). She stated that the Office of Court Services has experienced challenges with county awareness and compliance with the compact rules. She explained that state commissioners try to work out disputes, but states can file complaints with the national office for non-compliance with the rules. The national office can issue fines for non-compliance, with South Carolina receiving a \$75,000 fine recently. The State Council discussed how the fines process works.

- 5. Adult and juvenile compact overview.** Turran Blazier presented an overview of the adult compact purposes and process. She explained that all felons with community supervision are subject to the compact rules for transfer. She also explained that the compact rules supersede state statute. She highlighted that a recent problem has been with Indiana counties issuing regional or Indiana-only warrants to retake compact offenders. The compact rules require nation-wide warrants for retaking with no bail once the person is in custody. Ms. Blazier also presented an overview of the juvenile compact purposes and process. She explained that the juvenile compact is more flexible because children move with their parents and can be more complicated because of runaways. The compliance issues are similar to the adult compact.
- 6. State Council website.** Mary Kay Hudson that the Indiana Office of Technology developed a website for the State Council. Jenny Bauer has permissions to post content to the website and the website will go live soon.
- 7. Annual business meetings.** Mary Kay Hudson reported that the ICAOS annual business meeting is in San Diego on October 8-9 and the ICJ annual business meeting is in Indianapolis on September 9-11.
- 8. Annual reports.** Mary Kay Hudson reported that the annual reports for the Interstate Commission for Adult Offender Supervision and the Interstate Compact for Juveniles are available on the websites for each compact.
- 9. JIDS replacement.** Mary Kay Hudson reported that the Interstate Compact for Juveniles is currently reviewing the JIDS system for an upgrade to a more user-friendly system. Nita Wright from the Office of Court Services compact office is on the selection committee.
- 10. National audits.** Mary Kay Hudson reported that the national commission for the adult compact will conduct a nationwide audit of warrants. She explained that the compact staff in the Office of Court Services do not have access to NCIC and go through DOC to check on warrants for probation transfers. Ms. Hudson stated she would like feedback and support for getting IOCS access to NCIC. Dave Powell made a motion to support IOCS access to NCIC if it can comply with FBI

requirements and Bernice Corley seconded the motion. The motion passed unanimously.

11. Statewide training. April Simmons reported that the probation compact office at IOCS has conducted compact training for 35 counties. The training initiative started in southern Indiana because of issues with runaway cases. She stated that the counties trained so far have been receptive and appreciative of the training. The next training is in Michigan City. Mary Kay Hudson reported that she is on the schedule at IPAC's training next week for a session on the interstate compact and will do the same training for public defenders in September.

12. Proposed rule revisions. Jenny Bauer reported that the ICAOS rules committee proposed revisions to the adult compact rules and is seeking comment from state councils. Ms. Bauer discussed the proposed revisions with compact staff, and they suggest making comments on Rules 4.109 (absconders), 3.108 (victim comments), and 4.106 (progress reports). Devon McDonald made a motion to approve the comments to Rule 4.109 and Joel Gruber seconded the motion. The motion passed unanimously. Bernice Corley made a motion to approve the comments to Rule 3.108 and Devon McDonald seconded the motion. The motion passed unanimously. Bernice Corley made a motion to approve the comments to Rule 4.106 and Joel Gruber seconded the motion. The motion passed unanimously. Jenny Bauer will post the comments to the ICAOS website.

13. Meeting schedule. Mary Kay Hudson reported that she would like the State Council to meet on a quarterly basis to stay connected and on top of compliance issues. She will send out a meeting schedule for the rest of 2019.

Respectfully submitted,

Jenny Bauer
Staff Attorney
Indiana Office of Court Services