

**INTERSTATE COMMISSION FOR ADULT OFFENDER SUPERVISORIN
STATE COUNCIL MEETING MINUTES**

**September 24, 2019
2:00 TO 3:00 PM (CST)
TELECONFERENCE**

PRESENT: Chair Doug Barthel, State Legislator, Mike Leidholt, Secretary of Corrections, Doug Clark, Executive Director of the Board of Pardons and Paroles, Charles Frieberg, Director of Court Services and Krista Heeren-Graber, Victims Advocate

OTHERS IN ATTENDANCE: Sarah Ball, Deputy Compact Administrator for Parole; Stacy Cole, South Dakota Board of Pardons and Paroles Program Assistant (Recorder), Cheryl Frost, Compact Coordinator for Probation.

REVIEW / APPROVE June 2018 MINUTES

Doug Clark made a motion to approve the June 2019 minutes. Chuck Frieberg seconded the motion. All members voting aye, the motion carried.

DCA REPORTS

Sarah Ball updated the council on the following: SD Parole was nominated for its second Spirit Award this year. This time from NE for assistance in emergency reporting instructions for an offender who was mistakenly ordered by a NE judge to do treatment in SD. SD submitted its response to the Warrant and Retaking Audit in August. The ICAOS FY2019 Report will be distributed soon. All council members will receive a copy, as will the offices of the Governor, Supreme Court and Attorney General. ICAOS has released a new tool on the public website called CORE (Compact Online Resource Encyclopedia) which is a search index that cross references ICAOS rules, Advisory Opinions by legal counsel, the Bench Book, White Papers and Training Modules.

Chuck Frieberg with Probation Services was available and had no updates

2019 RULE CHANGE AND RULE PROPOSALS

Doug Clark advised this is a rule change year. The next Annual Business Meeting will be held on October 7 – 12, 2019, in San Diego, CA. FY 2019 -The Rule Proposal(s) are as follows: Rule 1.101 – Revises the definition of Abscond. 4.109 Absconding Violation – requires additional documentation for reporting absconders. Rule 1.101 - Revises the definition of Sex Offender. 3.101-3 and 3.107 - amends the requirements for transferring of supervision of Sex Offenders. 1.101 - Remove the definition of “Victim – Sensitive” and “Temporary Travel Permit”. 3.108 - Victims’ rights to be heard. 3.101-1 (a) (1) and (a) (2) - amends wording for military transfers and Veterans for medical or mental health services. Rule 3.103 (a) - Reporting instructions – requires that a formal authority hears a revocation proceeding. 4.106 - Progress Reports requires documentation of offender compliance and non-compliance. 4.111 (a) - Offenders returning to the sending state – wording changes regarding pending charges. 5.101 - Discretionary retaking by the sending state – imposes a timeframe for return of offender. 5.103 (d) - Offender behavior requiring retaking – requires receiving state to assist with serving warrants. 5.103-1 (a) - Mandatory retaking of offenders who abscond – establishes a timeframe for issuance of an absconder warrant. Doug Clark made a motion to approve the proposed rules changes. Krista Heeren-Graber seconded the motion. All others voting aye, the motion carried.

OLD BUSINESS

No old business to address at this time.

NEW BUSINESS

Doug Clark reported FY 2020 audit plan – there was an emphasis on warrant compliance and retaking processes.

GENERAL DISCUSSION

Mike Leidholt made a motion to adjourn the meeting at 2:50 PM.

The meeting was adjourned at 2:50PM. The Next meeting will be held tentatively in the spring of 2020.

Respectfully submitted by Stacy Cole, South Dakota Board of Pardons and Paroles, Program Assistant.