



## Interstate Commission for Adult Offender Supervision

### Midwest Region Meeting MINUTES

April 27, 2021  
Video Conference

---

#### **Members in Attendance:**

1. Russell Marlan (MI), Chair
2. Mary Kay Hudson (IN)
3. Sally Kreamer (IA)
4. Hope Cooper (KS)
5. Allen Godfrey (MN)
6. Sally Reinhardt-Stewart (NE)
7. Amy Vorachek (ND)
8. Bradley Lewandowski (SD)
9. Joselyn López (WI)

#### **Members not in attendance:**

1. Rebecca Walton (IL)
2. Katrina Ransom (OH)

#### **Guests:**

1. Matt Billinger (KS)
2. Simona Hammond (IA)
3. Heather Bell (IA)
4. Holly Kassube (IL)
5. Angie Hensley (IN)
6. Joel Gruber (IN)
7. Daryn Cobb (MI)
8. Tracy Hudrlik (MN)
9. Susan Barnard (NE)
10. Sarah Ball (SD)

#### **Call to Order**

Chair R. Marlan (MI) called the meeting to order at 11:01 am ET. Nine voting members were present, a quorum was established.

#### **Approval of Agenda and Minutes**

**Commissioner M. Hudson (IN) moved to approve the agenda as presented. Commissioner A. Godfrey (MN) seconded. Agenda approved.**

**Commissioner A. Godfrey (MN) moved to approve the minutes from February 22, 2021 meeting as drafted. Commissioner A. Vorachek (ND) seconded. Minutes were approved as drafted.**

### **Discussion**

*New rule proposals for Commission's consideration at the 2021 Annual Business Meeting:* Chair R. Marlan (MI) stated that at its January meeting, the Midwest Region forwarded three proposals to the rules committee for consideration at the upcoming Annual Business Meeting. They included Rule 1.101, 4.105 and 5.108. Based on the Rules Committee recommendations, the region met again in February and withdrew its proposal to amend Rule 4.105 and accepted recommended changes to its proposal to amend Rule 5.108.

Commissioner M. Hudson (IN), Rules Committee chair, added that the Rules Committee reviewed the third Midwest Region proposal to amend Rule 1.101 *Definition of Resident* and came up with a counter proposal. Both proposals were a big improvement to the current rule. The biggest difference between the two proposals was the duration of time to qualify as a 'resident'. The Midwest Region proposed to change that timeframe to 6 months prior to the request for transfer. The Rules Committee is proposing 1 year prior to sentencing or supervision start date.

She noted that the Rules Committee's proposal better clarified and defined the timeframe's trigger.

Executive Director A. Lippert stated that the Rules Committee modified the proposal but did not have enough time to provide feedback to the Midwest Region. As a result, the committee crafted their own proposal to amend the rule.

Chair R. Marlan (MI) stated that the Midwest Region proposal had only one comment posted on the Proposal Comments Forum. The comment was against the passing of the proposal.

Commissioner M. Hudson (IN) stated that she was in favor of the 6-month qualification for resident, however, many high-volume states expressed concerns with this timeframe. She noted that the alternative could be for the Commission to work on providing proper training surrounding discretionary transfers to transfer offenders with a 6-month residence requirement when it is in the best interest of the offender and community safety.

DCA T. Hudrlik (MN) stated that Minnesota used a 6-month timeframe in its original proposal because it mirrored the language from Rule 1.101 *Definition of Resident Family*. She agreed with Commissioner Hudson's comments.

**Commissioner A. Godfrey (MN) moved to withdraw the Midwest proposal to amend Rule 1.101 *Definition of Resident*. Commissioner M. Hudson (IN) seconded. Motion passed.**

Commissioner M. Hudson (IN) stated that she and Rules Committee Vice Chair D. Littler (AZ) attended most region meetings to discuss the warrant timeframe proposal package as well as validate any frustration and concerns about the proposed process. The Midwest Region mainly was in favor of the proposal package. The Proposal Comments Forum had very few comments for this proposal package.

Executive Director A. Lippert stated that the Commission would vote on the ICOTS enhancement to create new managed processes for tracking warrants for compact offenders. This enhancement would be considered as a separate vote at the 2021 ABM. The Technology Committee recommended three components to the enhancement proposal:

1. New Warrant Status for ICOTS records: User entered data related to compact compliant warrants.
2. New email notifications managing the Warrant Status information based on triggers (Failure to Arrive, Disc Retaking, Mandatory Retaking, updates to Warrant Status information)
  - Warrant Status Needed-when no warrant record exists and/or data fields for ‘Issuing authority’ and ‘NCIC verification date’ are NULL
  - Warrant Status Updated-when any data is added to a warrant record
3. New managed activity for Discretionary Retaking. The tracking mechanism depended on manual entry as the NCIC and ICOTS systems did not speak with each other.

Training Coordinator M. Spring explained the technical specifications document posted on the comment forum. She informed the region that each state would need to determine how to train on these new processes as procedures to obtain compact compliant warrants varies by state. States will also want to determine lines of communication to ensure compliance with the ICOTS privacy policy. Users will still need to confirm the status of active warrants.

Executive Director A. Lippert stated that the rule and ICOTS proposals complemented each other, but were not contingent on each passing. Both proposals would be considered separately. Even though this year’s Annual Business Meeting takes place virtually, the national office would provide a session on the rule amendments and ICOTS enhancement prior to the vote.

Training Coordinator M. Spring added that if the warrant package rule proposal did not pass, it would greatly complicate the ICOTS enhancement proposal’s code and implementation.

Commissioner M. Hudson (IN) noted that only one warrant timeframe, listed in the proposed package, was shortened from 30 calendar days to 15 business days. The other timeframes stayed the same or were extended. Currently, some states could not meet present warrant timeframes, and if the warrant timeframe proposal package fails and the ICOTS Enhancement proposal passes, it would be easier to pinpoint the states that were not in compliance with their warrant timeframes.

The region reviewed the proposal to amend the Bylaws by adding the National District Attorneys Association (NDAA) as ex-officio member.

Executive Director A. Lippert noted that the Commission would vote on this proposal to amend the Bylaws by inviting NDAA to become an ex-officio member. The Association of Prosecuting Attorneys (APA) is a current ex-officio member with a smaller membership of mostly large metropolitan areas. NDAA is made up of a much larger membership base, encompassing both large and small jurisdictions. In the last year, the Commission collaborated with both organizations

on multiple trainings as well as round tables. She added that it was beneficial to maintain the relationship with both organizations.

**Old Business/New Business**

Chair R. Marlan (MI) advised the region about the upcoming region chair election. The election will take place in September 2021. He noted that he did not plan to run again and encouraged commissioners to run for the chair position.

Commissioner A. Godfrey (MN) thanked Chair Marlan for his hard work and leadership in the past three years.

Commissioner H. Cooper (KS) also expressed her appreciation to Chair Marlan.

**Adjourn**

**Commissioner A. Godfrey (MN) moved to adjourn. Commissioner H. Cooper (KS) seconded.**

Meeting adjourned at 11:47 am ET.