



Interstate Commission for Adult Offender Supervision

Executive Committee Meeting MINUTES

July 20, 2022 @ 12 p.m. ET
Video conference

Members in Attendance:

1. Jeremiah Stromberg (OR), Chair
2. Hope Cooper (KS), Vice-Chair
3. Gary Roberge (CT), Treasurer
4. Chris Moore (GA), Information Technology Chair
5. Mary Kay Hudson (IN), Rules Committee Chair
6. Allen Godfrey (MN), Compliance Committee Chair
7. Mac Pevey (WA), West Region Chair
8. Dale Crook (VT), East Region Chair
9. Joselyn López (WI), Training, Education and Public Relations Committee Chair
10. Suzanne Brooks (OH), DCA Liaison Committee Chair, Ex-Officio
11. John Gillis (NOVA), Ex-Officio

Members not in Attendance:

12. Sally Kreamer (IA), Midwest Region Chair
13. Julie Kempker (MO), South Region Chair

Staff:

1. Ashley Lippert, Executive Director
2. Allen Eskridge, Policy and Operations Director
3. Barno Saturday, Logistics and Administrative Coordinator
4. Mindy Spring, Administrative and Training Coordinator
5. Xavier Donnelly, ICOTS Project Manager
6. Drake Greeott, Web Development Manager

Call to Order

Commissioner G. Roberge (CT) called the meeting to order at 12:01 p.m. ET; nine voting members were present; a quorum was established.

Agenda and Minutes

Commissioner C. Moore (GA) moved to approve the agenda as presented. Commissioner G. Roberge (CT) seconded. Motion approved.

Commissioner G. Roberge (CT) moved to approve the minutes from June 15, 2022, meeting as drafted. Commissioner M. Pevey (WA) seconded. Motion approved.

Discussion

Compliance Committee report: Commissioner A. Godfrey (MN) informed the committee that in FY 2022, there were nine states that fell below the 80% threshold in one or more standards. Usually, the Compliance Committee meets to discuss the annual review and determine the next steps for states that have fallen below the threshold. In the past, the committee afforded states an additional quarter to come into compliance. If states fail to bring their standards up, they were asked for a corrective action.

Commissioner A. Godfrey (MN) asked the committee to approve the standard practice of sending initial letters to any state below a threshold at the end of each fiscal year. After the first quarter, the Compliance Committee would meet to review if states have brought up their numbers or provided a written explanation.

Commissioner G. Roberge (CT) moved to standardize the process of having the national office send a letter to states that fall below the 80% compliance threshold in four consecutive quarters. Commissioner J. López (WI) seconded. Motion passed.

DCA Liaison Committee report: DCA S. Brooks (OH) stated that the DCA Liaison Committee met a few weeks ago to discuss preparations for the DCA Training Institute.

DCA S. Brooks (OH) added that DCA N. Latulippe (CT) and DCA M. Bullinger (KS) were leaving their DCA positions. DCA D. Clark (ME) will assume the role of the DCA East region chair and DCA S. Hammond (IA) will assume the role of the DCA Midwest Region chair. DCA D. Cobb (MI) will serve as the next Midwest region representative.

Finance Committee report: Commissioner G. Roberge (CT) stated that the Commission finished this fiscal year 3% under budget. The Vanguard account carried \$2.1m which was a 10% decrease from the previous year due to stock market volatility. The Commission's saving account had about \$1.2m and the national office had collected half of its annual dues for this fiscal year. The Commission's annual audit started this week.

Commissioner G. Roberge (CT) stated that the Finance Committee met in June to discuss a dues increase and available options in details. The committee recommended the Executive Committee adopt a 5.25% dues increase for five fiscal years starting in FY 2024 and with it reducing to 3% in FY 2029.

Commissioner G. Roberge (CT) stated that the Finance Committee determined that a consistent 5.25% increase would be easier for states to work with their fiscal departments.

Commissioner A. Godfrey (MN) moved to adopt the Finance Committee's dues increase recommendation to implement a 5.25% dues increase for five fiscal years starting in FY 2024 with the increase reducing to 3% in FY 2029. Commissioner HI Cooper (KS) seconded. Motion passed.

Chair J. Stromberg (OR) thanked Commissioner G. Roberge (CT) and the Finance Committee for their work. He asked the region chairs to discuss the recommendation with their regions prior to the Annual Business Meeting.

Commissioner G. Roberge (CT) will attend the region meetings to present the recommendation and answer questions. The national office will prepare a letter from the Treasurer for distribution prior to the region meetings.

Technology Committee Report: Chair C. Moore (GA) met with the national office and SEARCH to develop the RFP process to move ICOTS system from Appriss to a new vendor.

The national office identified 17 vendors and expected to receive at least five viable proposals. The RFP was in its final stage of drafting and would be ready for distribution by Aug. 1.

Rules Committee Report: Commissioner M. Hudson (IN) stated that the Rules Committee met in June to discuss Minnesota's request to clarify Rule 2.110. Per Rule 2.110, no state could permit a Compact eligible offender to reside in another state, without going through the Compact. Once notified of a violation, the offender must return to the sending state, or a nationwide warrant is issued. Minnesota asked about a situation when the offender leaves the state without the sending state's authorization. The committee discovered that states have different procedures when handling situations such as this and asked legal counsel to prepare an analysis on this matter.

Commissioner D. Littler (AZ) is leading a workgroup to examine how tolling is used in ICOTS. The workgroup analyzed the Compact and state procedures as well as the tolling data in ICOTS.

Training Committee Report: Commissioner J. López (WI) noted that the Training Committee did not meet since the last Executive Committee meeting. She stated that DCA S. Brooks (OH) would present at the upcoming American Probation and Parole Association Training Institute in Chicago this August. She added that many Compact commissioners will be in attendance.

East Region Report: Commissioner D. Crook (VT) stated that the East Region had not met since the last Executive Committee meeting. He would schedule a meeting in August to discuss the Executive Committee's recommendation to increase the dues assessment.

Midwest Region Report: Commissioner S. Kreamer (IA) stated that the Midwest Region had not met since the last Executive Committee meeting. She would also schedule a meeting in August to discuss the Executive Committee's recommendation to increase the dues assessment.

South Region Report: Executive Director A. Lippert stated that the South Region would be meeting later this month.

West Region Report: Commissioner M. Pevey (WA) stated that the West Region met last month. The region will meet again in August to discuss the Executive Committee's recommendation to increase the dues assessment.

ABM Planning Workgroup Report: Commissioner H. Cooper (KS) stated that the national office launched the annual business meeting registration earlier this month.

Executive Director A. Lippert added that 84 people including 23 commissioners had already registered for the meeting. The Commission ran out of shoulder dates for people who want to stay additional days before or after the meeting. The national office worked with the hotel to increase number of rooms available during these dates.

Executive Director A. Lippert added that the national office was monitoring any new restrictions related to COVID in New York City, NY

Executive Director Report: Executive Director A. Lippert presented her report to the committee:

- At the last meeting, the committee discussed MN v. AZ dispute resolution and procedural details of its distribution to the member states. According to previous practices, dispute resolutions were published on the Commission's website. Rule 6.101(c) addresses this by stating that "interpretations of the rules shall be issued in writing by the executive director or the executive committee and shall be circulated to all of the states." Executive Director A. Lippert recommends circulation the dispute resolution to member states via email.

The committee agreed with the recommendation.

- At the last meeting, the committee also discussed the advisory opinion request by Colorado. Per ICAOS Rule 5.108 *Probable Cause Hearing in the Receiving State*, specifically section (f), Colorado has interpreted this rule to require the receiving state to arrest and hold the offender, if probable cause is found or waived. The Colorado Judicial Branch does not have the ability to arrest probationers, so they developed an internal process to comply with Rule 5.108. However, in one case with another state, they did not follow Rule 5.108, as their probation officers cannot arrest, under Rule 4.109-1 *Authority to Arrest and Detain*. Colorado brought up the issue at the West region meeting. The region members suggested a rule change instead of an Advisory Opinion.

In interest of time, Colorado submitted a request for Advisory Opinion.

Chair J. Stromberg (OR) asked for a motion to proceed with Colorado's request. No motion was made.

After consideration, the Executive Committee decided against issuing an advisory opinion on the requested matter.

- Executive Director A. Lippert stated that the Commission was engaged with the University of Cincinnati Corrections Institute to deliver the Compact Study project. The project progresses as planned. UCCI will present on the draft report at the next Executive Committee meeting.
- The film company *No Sunrise Waisted* invited the Executive Committee members to attend a premier showing of the Compact documentary *The Road Home* at 1 pm ET on August 25, 2022.

- The national office completed drafting the Annual Report and was working on creating an interactive online version of the report.
- Executive Director A. Lippert reported that the annual audit had begun.

Victim Advocate Report: Victim Advocate J. Gillis (NOVA) stated there was nothing new to report. He thanked the Commission for their work with NOVA.

Old/New Business

There was no old/new business.

Adjourn

Commissioner G. Roberge (CT) moved to adjourn. Commissioner S. Kreamer (IA) seconded.

The meeting adjourned at 12:54 p.m. ET.

Jeremiah Stromberg

Jeremiah Stromberg (Aug 19, 2022 08:46 PDT)

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Final Audit Report

2022-08-19

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