



INTERSTATE COMMISSION FOR ADULT OFFENDER SUPERVISION ANNUAL BUSINESS MEETING MINUTES

August 27, 2014
COX Convention Center
Oklahoma City, OK

Call to Order

The meeting was called to order by Chairman M. Gilliam (OK) at 8:06 a.m. EDT. Oklahoma Color Guard presented the flags.

Chairman M. Gilliam (OK) welcomed everyone to the 2014 Annual Business Meeting in Oklahoma City, OK.

Roll Call

Roll was called by Executive Director H. Hageman. Forty-nine out of fifty-three members were present, thereby constituting a quorum.

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|-------------------------|----------------------------------|
| 1. Alabama | Christopher Norman, Commissioner |
| 2. Alaska | <i>Not in attendance</i> |
| 3. Arizona | Dori Ege, Commissioner |
| 4. Arkansas | Sheila Sharp, Commissioner |
| 5. California | Daniel Stone, Commissioner |
| 6. Colorado | Walt Pesterfield, Commissioner |
| 7. Connecticut | Gary Roberge, Commissioner |
| 8. Delaware | Karl Hines, Commissioner |
| 9. District of Columbia | Nancy Ware, Commissioner |
| 10. Florida | Jenny Nimer, Commissioner |
| 11. Georgia | Chris Moore, Commissioner |
| 12. Hawaii | Sidney Nakamoto, Commissioner |
| 13. Idaho | Denton Darrington, Commissioner |
| 14. Illinois | Michelle Buscher, Commissioner |
| 15. Indiana | Jane Seigel, Commissioner |

Approved on Oct 7, 2015.B.S.

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|--------------------|----------------------------------|
| 16. Iowa | Charles Lauterbach, Commissioner |
| 17. Kansas | Kathleen Graves, Commissioner |
| 18. Kentucky | Roberto Rodriguez, Commissioner |
| 19. Louisiana | Genie Powers, Commissioner |
| 20. Maine | Scott McCaffery, Commissioner |
| 21. Massachusetts | <i>Not in attendance</i> |
| 22. Maryland | Patricia Vale, Commissioner |
| 23. Michigan | John Rubitschun, Commissioner |
| 24. Minnesota | Jill Carlson, Commissioner |
| 25. Mississippi | Jerry Williams, Designee |
| 26. Missouri | Ellis McSwain, Commissioner |
| 27. Montana | Pamela Bunke, Commissioner |
| 28. Nebraska | Cathy Gibson-Beltz, Commissioner |
| 29. Nevada | Kimberly Madris, Commissioner |
| 30. New Hampshire | Mike McAlister, Commissioner |
| 31. New Jersey | James Plousis, Commissioner |
| 32. New Mexico | Edward Gonzales, Commissioner |
| 33. New York | Robert Maccarone, Commissioner |
| 34. North Carolina | Ann Precythe, Commissioner |
| 35. North Dakota | Charles Placek, Commissioner |
| 36. Ohio | Sara Andrews, Commissioner |
| 37. Oklahoma | Milton Gilliam, Commissioner |
| 38. Oregon | Jeremiah Stromberg, Commissioner |
| 39. Pennsylvania | Michael Potteiger, Commissioner |
| 40. Puerto Rico | <i>Not in attendance</i> |
| 41. Rhode Island | Laura Queenan, Designee |
| 42. South Carolina | Kela Thomas, Commissioner |
| 43. South Dakota | Ed Ligtenberg, Commissioner |
| 44. Tennessee | Bobby Straughter, Commissioner |
| 45. Texas | Stuart Jenkins, Designee |
| 46. Utah | Geri Miller-Fox, Commissioner |
| 47. Vermont | Dale Crook, Commissioner |
| 48. Virginia | James Parks, Commissioner |
| 49. Virgin Islands | <i>Not in attendance</i> |
| 50. Washington | Anmarie Aylward, Commissioner |
| 51. West Virginia | Karen Nichols, Commissioner |
| 52. Wisconsin | Tracy Hudrlik, Commissioner |
| 53. Wyoming | Dawn Sides, Commissioner |

Executive Director H. Hageman recognized Ex-Officio members:

- National Governor Association - *Not in attendance*
- National Conference Of State Legislatures - Craig Tieszen
- National Organization of State Chief Justices - *Not in attendance*
- National Association of Attorneys General – Sandy Rinehart
- National Organization of Crime Victims - *Not in attendance*

- National Institute of Corrections - *Not in attendance*
- American Probation and Parole Association – Carl Wicklund
- Association of Paroling Authorities International - *Not in attendance*
- Interstate Commission for Juveniles – Ashley Lippert
- Conference Of State Court Administrators - Sally Holewa

Welcome & Overview

Chairman M. Gilliam (OK) welcomed the Commission to Oklahoma City, OK. He introduced Emily Redman, District Attorney from District 19, Oklahoma, who gave the keynote speech.

Chairman M. Gilliam (OK) instructed the Commission on the rules and procedures of the meeting.

Approval of Agenda

Commissioner A. Precythe (NC) moved to approve the agenda as drafted. Commissioner E. Ligtenberg (SD) seconded.

Agenda approved as drafted.

Approval of Minutes

Commissioner G. Roberge (CT) moved to approve the minutes as drafted. Commissioner S. Andrews (OH) seconded.

Minutes approved as drafted.

Chairman M. Gilliam (OK) informed the Commission that the Roberts Rules of Order will be suspended during the committee reports for discussion purposes.

Commissioner S. Andrews (OH) moved to suspend the Roberts Rules of Order. Commissioner C. Moore (GA) seconded.

Motion passed.

Rules Committee Report

Commissioner J. Seigel (IN), Rules Committee Chair, thanked the Rules Committee members and the national office staff for their hard work.

Commissioner J. Seigel (IN) initiated discussion on emerging issues that need to be addressed by the Rules Committee in the upcoming year.

The Commission discussed the misdemeanor rule and its application.

Commissioner A. Precythe (NC) stated that many of North Carolina's high risk offenders are misdemeanor offenders. She spoke against making changes to the current rule.

Commissioner R. Maccarone (NY) spoke against making any changes to the current rule stating that many NY misdemeanor offenders are in the greatest risk category. NY implemented a new supervision rule effective June 2014.

Commissioner S. Nakamoto (HI) stated that Hawaii struggles with the implementation of the rule mostly due to the costly extraditions. The rule must be revisited as it cannot be implemented 100%.

Commissioner M. Potteiger (PA) suggested revisiting the rule, but keeping it intact.

Commissioner D. Ege (AZ) spoke for revising the rule because it is a public safety and liability issue.

The Commission discussed risk assessment tools.

Commissioner S. Andrews (OH) offered to share Ohio's misdemeanor screening tool developed by the University of Cincinnati.

The Commission discussed what triggers the Compact, tracking the return of offenders in the receiving state, and retaking rules.

Information Technology Report

Commissioner A. Precythe (NC), Technology Committee Chair, thanked the national office staff and the Technology Committee members for their service to the Committee: Chris Norman (AL), Patricia Vale (MD), Jill Carlson (MN), Sheila Sharp (AR), and Karen Nichols (WV). Ex officio members during the year have included Matt Billinger (KS), Julie Lohman (VA), and John Gusz (NJ).

Fusion Center Data Exchange Project: The American Probation and Parole Association (APPA), SEARCH and the state fusion centers of New York continue to run weekly exports of successful compact transfers. SEARCH is looking at additional enhancements to the project that could make the data notifications more useful to other fusion centers.

FBI NDex Data Sharing: The national office began speaking with NDex about possibly sharing ICOTS data earlier this year. After reviewing the data we receive from Appriss on a weekly basis, NDex began work on an application to transmit data from our database server to their server. The national office ran several test runs of the application to flesh out bugs. NDex is working on the latest version of the application that addresses a number of issues they encountered.

ICOTS Rule Amendment Release: The ICOTS rule amendment release launched February 26, 2014 for the rule amendments taking effect on March 1, 2014. The new release addressed five rule amendments with additional ICOTS functionality.

ICOTS Maintenance/Bug Fix Release: The contract with Appriss requires one annual ICOTS release to address outstanding bugs in the application. As of the publishing of this report, Appriss's next scheduled maintenance release is for August 2014. The release will address 15 outstanding ICOTS issues and should be in production prior to the 2015 Annual Business Meeting.

ICOTS Helpdesk Support: The ICOTS helpdesk received over 2,600 ICOTS support tickets during the 2014 fiscal year. This is an increase of more than 18% from the 2013 fiscal year.

External Reports: Usage of the external reports rose from over 12,400 page views in FY2013 to over 13,900 page views in FY2014, an increase of 12%. The national office added 4 reports to the list of external reports to cover compliance standards for requested progress reports and case closure responses.

Compliance Dashboards: The compliance dashboards launched on January 31, 2014. The dashboards provide an easy to understand visual representation of compliance data for states. Users can also compare state performance to the national average for the same period. Since launch, the dashboards received more than 1,000 visitors.

The Commission had a discussion on sharing individual state's dashboard information with other states.

General Counsel R. Masters stated that at this point the national office maintains the confidentiality of states records. He warned the Commission that the public may interpret the records incorrectly.

Connecticut spoke against seeing other states compliance numbers.

New York stated that compliance records and audits are public information and shows the Commission's transparency.

Commissioner K. Thomas (SC) stated that states can use the data from other states as leverage in personnel reports and budget issues.

Commissioner J. Stromberg (OR) agrees with New York to have the information opened to the public. He believes it also benefits state and its advancement to look at other similar states.

Washington, Georgia, Colorado, and California spoke for sharing the records.

National Office Server Upgrades: The national office migrated website and report hosting to Amazon Web Services to provide faster performance, increased security and the ability to scale up resources quickly and easily. The move saved a small amount in monthly hosting costs, and is poised to save 30-40% in yearly costs with annual commitments.

ICOTS VINEWatch: The ICOTS Vinewatch system launched this year. The interface is separate from Appriss's other victim notification system. Users need their own login for ICOTS VINEWatch, regardless of whether they already have access to the national VINEWatch system. Registered victims can receive notifications of most compact activities within ICOTS.

The national office attended a meeting in May 2014 of VINEWatch board of advisors to educate them on how ICOTS VINEWatch works and how victims' advocates in their respective states can use it.

ICAOS Website: Visits to the website were up over 14% from the previous fiscal year, with over 454,000 visits. Desktop user visits dropped less than 1% with over 364,000 visits, mobile users were up 245% with over 76,000 visits, and tablet users were up 116% with over 13,000 visits.

The following are goals and challenges the Commission will face in the 2015 fiscal year.

ICOTS Enhancement Release: The Technology Committee reviewed the list of approved enhancement requests dating back to 2009 and prioritized them. The committee and the national office created a list of the 14 highest priority enhancements. From this list, a workgroup met several times to outline the functional specifications of each enhancement. Appriss received the final specifications in May for price quotes and statements of work. Once the commission approves funds, Appriss will begin development on the approved enhancements. The national office will work with Appriss during the development phase to ensure compliance with all functional requirements. Development will take several months, with the release scheduled for summer 2015.

Continue to Reduce and Prioritize Approved ICOTS Enhancements: Though 14 approved enhancements could be addressed in the 2015 release, there are still more than 50 approved enhancement requests dating back to 2009. The Technology Committee will need to continue work on prioritizing the remaining list and removing any enhancements that are no longer necessary or are already addressed.

Expanding Compliance Dashboards: The platform behind the compliance dashboards is very flexible and can integrate data from many sources. To take full advantage of the dashboard capability, the Technology Committee and national office will need to explore options to provide the commission with the most useful data analysis tools. Additionally, the Technology Committee will need direction from the Commission on allowing access to the dashboards.

Commissioner R. Maccarone (NY) expressed his concerns over confidentiality with the fusion center data sharing especially at the juvenile level. He asked the Commission to rethink and reexamine the data sharing at this level.

Executive Director H. Hageman informed the Commission that it is up to each state to decide to be a part of the fusion center.

Commissioner K. Thomas (SC) stated that recently South Carolina had a severe security breach and inquired about the ICAOS security precautions.

Executive Director H. Hageman informed the Commission about the security levels implemented by the national office.

Training, Education & Public Relations Committee Report

Commissioner D. Ege (AZ), Training Committee Chair, expressed her gratitude towards the Committees members Shawn Arruti (NV), Devon Whitefield (CO), Edward Gonzales (NM), Rose Ann Bisch (MN), Kari Rumbaugh (NE), Margaret Thompson (PA), Karen Tucker (FL), and Kathleen Graves (KS). She also thanked the national office staff for their work throughout the year.

The Commission viewed MSNBC Documentary *Lockup: Holman - Extended Stay* with Pat Tuthill, ICAOS Victims' Advocate (2007).

The Commission discussed the availability of this video for training and information purposes.

In the past year, the Committee worked on the following:

- Thirty field rule training sessions via Web Ex: 1,300 + attendees
- Three compact office training sessions via Web Ex conducted on Rule amendments effective March 1, 2014: 49 states attended (state level compact office staff)
- Three compact office training sessions via Web Ex regarding ICOTS impact for Rule amendments and addendum usage for violation reports
- BenchBook and Training Materials updated
- Five Web Ex sessions offered for states interested in using ICOTS VINEWATCH
- 1,500 + participated in OnDemand Rules training sessions
- Published Training Bulletin 1-2014 regarding Rule 3.107 (a)(12)
- Presentation on the new ICAOS Compliance Dashboard reports offered in March 2014
- Iowa (on-site), Kansas (on-site), Pennsylvania, and California received training assistance through the Technical and Training Assistance Policy
- ICAOS workshop at APAI 2014 Annual Training Conference facilitated by Shawn Arruti in May 2014
- Prosecutor Conference Workshop in Kansas facilitated by General Counsel Rick Masters in September 2013

- Judicial Conference Workshop in New Jersey facilitated by General Counsel Rick Masters & Training Committee Chair Dori Ege in May 2014
- Judicial Conference Workshop in Kansas facilitated by General Counsel Rick Masters in June 2014
- Conducted several joint meetings with the Deputy Compact Administrator Liaison Committee to create, plan, develop, and deliver curriculum at the 2014 Annual Business Meeting

Ex-Officio K. Wicklund (APPA) offered to share his staff's experience with the distance learning tools.

DCA Liaison Committee Report

The DCA Liaison Committee continues its work to ensure Deputy Compact Administrators (DCAs) have an active voice in the affairs of the Compact.

Commissioner Chris Moore, Chair, GA, thanked the DCA Liaison Committee members for their work: Commissioner Charles Placek, Vice Chair (ND), DCA Karen Tucker (FL), DCA Kari Rumbaugh (NE), DCA Margaret Thompson (PA), Commissioner Kela Thomas (SC), DCA Regina Grimes (TX), and DCA Jim Ingle (UT).

The DCA Liaison committee has met four times since the last ABM. Three of those meetings were joint meetings with the Training Committee to work on and finalize the DCA Training Institute agenda that is part of this year's ABM.

Each region now has a DCA Liaison Committee Regional Chair and each region has met at least once since the last ABM. The Regional Chair also serves as the DCA Mentor for the region. The Regional Chairs are: East – DCA Margaret Thompson; Midwest – DCA Kari Rumbaugh; South – DCA Regina Grimes; and West – DCA Jim Ingle.

DCA Mentoring Program: The mission of the program is to coach, train, and counsel new Deputy Compact Administrators (DCA) on the operations of a compact office and to provide guidance to a DCA who needs assistance to resolve difficult compliance issues in their state. To encourage active participation in Commission and Regional activities and to work with the member state to promote successful strategies and best practices.

Participant is either a newly appointed DCA or has been identified by their Commissioner or the Commission as needing assistance to resolve compliance issues in their state.

Mentor is a current DCA who is either a current DCA Liaison Committee Regional Chair or a DCA that has demonstrated an understanding of the Compact and is recognized for their communication skills. Mentor is required to report back to the DCA Liaison Committee.

Mentoring assignment is generally for one year but may be extended upon request and approval. Mentoring focuses on coaching, training and counseling of the participant DCA.

Compliance Committee Report

Commissioner M. McAlister (NH), Compliance Committee Chair, thanked the Committee members for their work: Chris Norman, Vice Chair (AL), Karl Hines (DE), Jane Seigel (IN), Genie Powers (LA), John Rubitschun (MI), Gary Roberge (CT), Pam Bunke (MT), Catherine Gibson-Beltz (NE), Ashbel Wall (RI), Pat Tuthill, Ex-officio, Sally Holewa, Ex-officio, and Victoria Jakes, Ex-officio.

The Compliance Committee is responsible for monitoring compliance of member states with the terms of the Compact and the Commission's rules, and for developing appropriate enforcement procedures for the Commission's consideration.

Commissioner M. McAlister (NH) reported that the Executive Director resolved all complaints and compliance issues in accordance with the Guidelines for Resolving Compliance Issues Policy (03-2007). There were no issues referred to the Committee this year. The Committee did review an update in January 2014 about Kansas and California matters.

In the coming year, the Committee will evaluate the national office compliance audit outcome, and any matters referred by the Executive Committee.

FY2014 Compliance Audit Results: The purpose of the FY 2014 Compliance Audit was to determine if the states that failed the FY2013 compliance audit addressed the findings from the previous audit. Fifteen states failed to pass the requirement of six or more standard in FY2013. Standards assessed in most states in FY2014 were submission of annual progress reports (Rule 4.106), submission of case closure notices (Rule 4.112), and responding to violation reports (4.109).

Nearly half (7) of the states subject to audit in FY2014 were also required to submit and successfully complete a corrective action plan due to continuous failure of certain audit standards. To date, three (3) of those states have successfully completed a corrective action plan and are deemed in compliance per ICAOS compliance audit processes. Nationally averages for all standards improved.

| Standard | 2013 National Compliance Average | Current National Compliance Average |
|-----------------------------------|---|--|
| 3.101-1, 3.103 & 3.106-RFRI Reply | 95.6% | 96% |
| 3.104-Transfer Reply | 85.6% | 87.9% |
| 4.102 & 4.112-Closure Notice | 88.9% | 89% |
| 4.105 (a)* | 90.5% (passing rate) | 94.3% (passing rate) |
| 4.105 (b)* | 68% (passing rate) | 81.1% (passing rate) |
| 4.106 Annual Progress Report | 76.8% | 78.2% |
| 4.109 Violation Response | 78.4% | 81.5% |
| Misc 101-Duplicate Offender* | 88.7% (passing rate) | 94.3% (passing rate) |
| Misc 102-User Agreement* | 96.2% (passing rate) | 100% (passing rate) |

**Compliance measured on a threshold basis, not percentage*

For FY2015, all states are subject to audit expanding the audit standards to a total of thirteen (including three new standards). During this audit period, states that fail four or more standards (including three or more rule standards) will be required to provide and successfully complete a corrective action plan addressing the failed standards.

Finance Committee Report

Commissioner C. Lauterbach (IA), Finance Committee Chair and Treasurer, presented the Finance Committee report to the Commission.

Commissioner C. Lauterbach (IA) stated that the Commission continues to maintain a strong financial base for its operations. . The national office staff continues to work diligently to keep the commission expenditures within its budget constraints.

The Commission has finished its fiscal year at 0.14% below budget. When the original budget passed, it did not include additional over \$100,000 ICOTS expenses.

Going forward, the Commission needs to determine whether and how much to continue to invest into the Council of State Governments long term investment portfolio.

Commissioner C. Lauterbach (IA) stated that there are no dues increases in the presented FY2016 budget.

Commissioner C. Lauterbach (IA) moved to accept the proposed FY 2016 budget. Commissioner S. Andrews (OH) seconded.

Motion passed unanimously.

Commissioner C. Lauterbach (IA) thanked the Finance Committee members and the national office for their service.

Ad hoc Committee on Borders Issues Report

Commissioner S. Andrews (OH), the Ad hoc committee chair, presented her report to the Commission.

Commissioner S. Andrews (OH) thanked the ad hoc committee members: Commissioner Chris Norman (AL), Commissioner Gary Roberge (CT), Commissioner Nancy Ware (DC), Kathleen Graves (KS), Ed Gonzalez (NM), Commissioner Michael Potteiger (PA), Commissioner Steve Robinson (TX), DCA Roger Wilson (OH), DCA Jay Lynn (NC), and DCA Regina Grimes (TX).

Chairman Gilliam (OK) created the ad hoc committee at the request of Commissioner Winckler (TX), who has since left the Commission. In Commissioner Winkler's proposal, she asserts that the Commission's rules do not take into account offenders who may cross state borders every day to work, and who may spend the majority of their waking hours in a jurisdiction where they are not supervised.

Commissioner S. Andrews (OH) stated that the problems associated with supervising offenders in borders jurisdictions are not new to the Commission. In 2007, Commissioner Rankin (WI) chaired a committee struggling with a similar issue – ad hoc committee on Treatment in Other Jurisdictions. While Commissioner Rankin's committee focused its attention on problems associated with "out of state treatment", it did discuss issues unique to "border" jurisdictions. Not unlike this committee, in the end Commissioner Rankin's committee recommended against amending the rules to provide a waiver or modification to the transfer process.

The ad hoc committee on border issues met twice: once in person and once by WebEx. The in-person meeting took place on January 22, 2014 in Columbus, Ohio. The committee members discussed the issues at length and determined the need for more information from border jurisdictions.

In late January 2014, the committee working with the national office published a survey to the Commissioners and Deputy Compact Administrators in all 53 member states and territories. Those wishing to respond to the survey had eight weeks to reply.

While slightly more than 40 individuals responded to the survey, they represented 37 member states and territories. According to the survey, the number of problematic border cases is less than 20 per year.

On April 22, 2014, the Committee met specifically to discuss the results of the survey and to formulate recommendations for the Commission's consideration. The Committee offers the following recommendations for the Commission's consideration:

Recommendation

1. The Committee recommends against amending the rules to provide a waiver to the transfer process.
2. Rule 3.102(c) provides an accommodation for offenders employed in the receiving state, however because of the language in Rule 3.101-3(c) it is not clear whether or not the employment accommodation applies to sex offenders. The Committee recommends that the Rules Committee further clarify the language.
3. Rule 3.102(c): The Committee recommends considering expanding the employment exception to include medical appointments, job interviews, housing search, and other necessities.
4. Dual supervision cases: in some cases, one of the requests for reporting instructions is approved and the other one is denied. The Committee recommends that the Commission consider a change to the rules that would eliminate the potential for conflicting results, when requesting reporting instructions for dual supervision cases.
5. Although there are a few exceptions, generally the rules do not permit an offender to be in the receiving state until reporting instructions are issued. The Committee recommends that the Commission consider changes to the rules that would allow the sending state to issue travel permits to offenders to allow them to be in the receiving state for limited time, i.e. a job or housing search, medical appointments and treatment, schooling, family emergencies, etc.
6. The Committee recommends that all compact offices establish the practice of paying closer attention to rejected request for reporting instructions involving offenders in border jurisdictions. Survey respondents expressed a concern that requests for reporting instructions are often refused for flimsy reasons that are not in the spirit of the compact.
7. Respondents to the survey believe that many of the issues involving border jurisdictions are the result of lack of training and communication. The Committee recommends that the Commission use a portion of its technical assistance fund to seed the development of *model* or *best practice programs* that promotes multi-jurisdictional training and communication programs.

8. The Committee recommends publicizing existing programs that promote multi-jurisdictional training and communication programs.
9. The Committee recommends that the Commission develop training programs specific to the needs of border jurisdictions.

Chairman M. Gilliam (OK) accepted Ad hoc Committee on Borders Issues report.

ABM Planning Workgroup Report

Commissioner S. Andrews (OH) informed the Commission that this year's Annual Business Meeting was combined effort of 20 commissioners and DCAs along with the Training and DCA Liaison Committees.

Chairman M. Gilliam (OK) accepted ABM Planning Workgroup report.

Victims' Advocate Report

Victims' Advocate P. Tuthill (NOCV) presented her report via a video recording.

Victims' Advocate P. Tuthill (NOCV) thanked the Commission for their support towards the ICOTS victims' notification project. As of June 2014, the system has 22 states with active accounts, 8 states with registered victims and 57 registrations.

Victims' Advocate P. Tuthill (NOCV) is in the process of reviewing victim notification rules and revisiting rules presented last year that did not pass: Rule 3.108 (b)(1)(C), Rule 3.103, Rule 3.106, Rule 5.103, Rules 3.108 and 3.108-1.

Victims' Advocate P. Tuthill (NOCV) was honored by Bureau of Justice for contributions to public policy - 2014 Ronald Reagan Public Policy Award.

Chairman M. Gilliam (OK) accepted the Victims' Advocate's Report.

Commissioner D. Ege (AZ) moved to adopt all standing committee reports. Commissioner J. Seigel (IN) seconded.

Motion passed.

General Counsel Report

General Counsel R. Masters presented his report to the Commission.

General Counsel assists the commission by providing legal guidance to the Interstate Commission and its committees with respect to legal issues which arise in the conduct of their responsibilities under the terms of the Compact, its Bylaws and administrative rules. The provisions of the Compact specifically authorize formal legal opinions concerning

the meaning or interpretation of the actions of the Interstate Commission that are issued through the Executive Director's Office in consultation with General Counsel. These advisory opinions are made available to state officials who administer the compact for guidance. General Counsel also works with the Commission and its member states to promote consistent application of and compliance with its requirements including the coordination and active participation in litigation concerning its enforcement and rule-making responsibilities.

Since the last annual report, in addition to day to day advice and counsel furnished to the Commission's Executive Director, the Executive Committee, the Rules Committee, the Compliance Committee, the Technology Committee and the Interstate Commission, General Counsel in conjunction with the Executive Director has issued one advisory opinion concerning the interpretation and application of various provisions of the compact and its administrative rules. The advisory opinions are public record and are available at the website of the Commission.

Judicial training concerning the Compact and its administrative rules has also been provided in a number of states including New Jersey and Kansas under the auspices of the General Counsel's office. Additional judicial training as well as joint training sessions with both prosecutors and defense counsel will be presented in Connecticut in September of this year. Other activities included assisting in the updates to the 'On-Demand' Judicial Training Modules now available on the ICAOS website, assisting in the update of the ICAOS Bench Book and review and update of Judicial training and New Commissioner training materials as well as Parole and Probation Officer legal and liability training modules used for both WebEx and live training sessions.

In addition, General Counsel assisted the Compliance Committee, the Executive Committee and Executive Committee Workgroup in several matters pertaining to investigation, compliance, and enforcement responsibilities under the Compact.

ICAOS V. State of California, U.S. Dist. Ct., Eastern Dist. of KY,
Case No. 5:13-cv-00175-KSF

This is an enforcement action filed by the Commission on June 10, 2013 with respect to the failure of the State of California to comply with various provisions of the Compact and its administrative rules requiring investigation and response to requests for transfers of supervised offenders to California from other compact member states as well as transmission of required information concerning compact offenders transferring to California from other compact member states and from California to other compact member states.

In addition, the Commission alleges that the State has failed and refused to implement and provide training concerning the electronic data and tracking system developed by the Commission and required to be used by the compact member states to record and exchange information pursuant to the Interstate Compact Offender Tracking System ("ICOTS"), and have further failed to select and train ICOTS users in each county in a

number sufficient to cover the number of interstate offender supervision transfers to and from California.

Additionally, the appointment of the California State Council for Interstate Adult Offender Supervision has not been verified as required under the Compact. The case is pending in U.S. District Court and the Commission has been engaged in detailed negotiations with California which has shown significant progress in compliance with most of the above referenced administrative rules as well as training of ICOTS users. The parties have exchanged settlement proposals and the Commission, through its Executive Committee, made a written counter-offer in early July.

General Counsel R. Masters advised to go into the executive session to review the latest proposal and discuss the matter.

The Commission entered the executive session.

Chairman M. Gilliam (OK) accepted General Counsel's report.

East Region Report

Commissioner M. Potteiger (PA) presented his report to the Commission. The Region met twice since the last Annual Business Meeting. The Region had lively discussion on the following topics: Rule 3.101-1 to assist veterans with treatment needs; ICOTS VINE Watch and the status of each state with regard to implementation; Federal Indian Reservations; receipt of final progress reports containing violation information not previously reported, and face-to-face region meetings.

Commissioner M. Potteiger (PA) expressed his appreciation for national office staff.

Midwest Region Report

Commissioner C. Gibson-Beltz (NE) presented her report to the Commission. The Midwest Region continued to be active in the Interstate Compact as indicated by the high number of Commissioners on the Executive Committee. Sara Andrews (OH) continues to serve as Vice Chair of the Executive Committee; Charles Lauterbach (IA) continues to be Treasurer, as well as chairs the Finance Committee; Jane Seigel (IN) continues in her role as chairperson of the Rules Committee, and Cathy Gibson-Beltz represents the Midwest Region on the Executive Committee. The Midwest Region also had representation on the ad hoc committee for Border State Issues, as well as Commissioners and Deputy Compact Administrators on a variety of other committees and work groups. This high level of participation in the Compact activities is appreciated and indicative of the importance the Midwest states place on an effective Interstate Compact.

The Midwest Region states met on August 27 and November 6, 2013, as well as February 26 and June 18 2014. The Midwest chairperson was unable to attend two of these

meetings due to last minute Nebraska Parole obligations and would like to publicly thank Sara Andrews for handling the logistics of these two meetings at the last minute.

Midwest meetings focused on the detainer rule and its exclusion of federal detainees in its applicability. The Midwest Region would like this rule to include offenders who complete their federal detainees in other states. They continue to work on this issue with the Rules Committee and Legal Counsel. Another issue discussed what is commonly referred to as the “Spirit of the Compact” and that the Compact’s primary purpose is public safety and that issue needs to be kept in mind in accepting or denying discretionary cases and expedited reporting instructions.

South Region Report

Commissioner C. Norman (AL) presented his report to the Commission. Subsequent to the 2013 Annual Business Meeting, the South Region met via WebEx on January 16, 2014 and April 16, 2014. Three new Commissioners have been appointed in the South Region: Ann Precythe (NC), Steve Robinson (TX), and Roberto Rodriguez (KY).

South Region is active and has multiple representative on the following committees: Executive Committee, Rules Committee, Compliance Committee, Finance, Technology Committee, Training Committee, and DCA Liaison Committee.

West Region Report

Commissioner A. Aylward (WA) presented her report to the Commission. The West Region met on November 19, 2013, February 18, 2014, and April 21, 2014. The Region discussed the following issues: Proposed Rule Amendments, Commissioner Changes, New Rules Training, Violation Reports, and Nationwide Warrants.

In follow up to last year’s business meeting, the West Region discussed concerns around the difficulty with obtaining nationwide warrants and although the rule proposal for Rule 2.105 failed at the annual business meeting, this continues to be a training issue for states.

The largest areas of discussion during the regional meetings were around incomplete violation reports.

Award Presentations

Executive Chair Award presented to Commissioner S. Andrews (OH) by Chairman M. Gilliam (OK).

Executive Director Award presented to DCA D. Duke (TN) by Executive Director H. Hageman.

Peyton Tuthill Award presented to Victims' Advocate C. Alexander-Pounds (OH) in recognition of her service and commitment to victims by Commissioner S. Andrews (OH) and Chairman M. Gilliam (OK).

Commissioner M. Buscher (IL), DCA M. Thompson (PA) and DCA K. Tucker (FL), the Spirit Sighting and Recognition Group, recognized individuals who preserve the *Spirit of the Compact* and expressed appreciation for their work: Matthew Reed (PA), Donna Lash (PA), Margaret Thompson (PA), Jay Lynn (NC), Chief Jeff Appling (NC), Lori Zuroweste (MO), Anthony Pennella (CA), Guillermo Rosa (CA), Michelle Buscher (IL) Tima Ellsmore (ME), Stacy Melanson (NY), Magistrate Matthew King (TX), Heather Fowler (OR), Jim Warren (OR), Leslie Lee (CO), Mary Scott (AR), and Brian Spence (MI).

The Spirit Sighting and Recognition Group presented twenty years of service award to the following individuals: Linda Mustafa, Milton Gilliam, Bob Champion, Gregg Smith, Karen Tucker, Charles Placek, and Frank Mesarick.

The Group recognized DCA K. Dunphy for his service and dedication to the Commission.

Officers and Committee Chairs Recognition

Chairman M. Gilliam (OK) recognized officers for their service and dedication: Commissioner S. Andrews (OH) as vice chair and Commissioner C. Lauterbach (IA) as treasurer.

Executive Director H. Hageman recognized Chairman M. Gilliam for his service and dedication to the Commission.

Chairman M. Gilliam (OK) recognized committee chairs for their service and dedication.

Chairman M. Gilliam (OK) announced that the next Annual Business Meeting would take place on October 5-7, 2015 in Portland, OR.

Justice Reinvestment Panel

Commissioner and panel moderator S. Andrews (OH) introduced panelists to the Commission.

Commissioner Andrews serves as the Managing Director of Court and Community for the Ohio Department of Rehabilitation and Correction (DRC), effective December 2012. She oversees the Ohio Parole Board, the Office of Victim Services, the Bureau of Research, the Office of Offender Reentry and Religious Services, Jail inspection and oversight, community supervision, fugitive and interstate compact operations, and DRC funded community corrections throughout the State of Ohio. Sara is also the Ohio Commissioner and Vice-Chair of the Interstate Compact for Adult Offender Supervision.

She was appointed Deputy Director of the Division of Parole and Community Services (DPCS) and Chief of the Adult Parole Authority (APA) in March 2010. Sara had previously served as the Superintendent of the Adult Parole Authority since 2003. She began her career with DRC as a parole officer in 1991 and since then held a variety of leadership positions in DRC. Sara's academic background includes a B.A. from the University of Northern Colorado and M.S. degree from the University of Dayton, Ohio. She is a member of the Ohio Justice Alliance for Community Corrections, Ohio Chief Probation Officer Association, American Probation and Parole Association, the Interagency Council Homelessness and Affordable Housing, recipient of the United States Attorney General's William French Smith award, the 2013 Ohio Community Corrections Association President's award, 2013 Ohio Justice Alliance for Community Corrections Bennett J. Cooper award and member of the Ohio Supreme Court's Joint Task Force to Review the Administration of Ohio's Death Penalty.

Commissioner Stromberg is currently serving as the Assistant Director of Community Corrections for the Oregon Department of Corrections. This role includes oversight of the community corrections grant in aid funding; development of statewide legislation, policies, and rules that govern community corrections; Jail Inspections; liaison between the Counties of Oregon and the Department of Corrections, and of course Interstate Compact.

He served the Oregon Board of Parole & Post-Prison Supervision from 2009-2012, first as the Executive Director before being appointed by Governor John Kitzhaber as a member of the Board.

Commissioner Stromberg worked for Multnomah County Department of Community Justice in Portland, Oregon (1997-2009) in a variety of roles including: Lead of the Juvenile Sex Offender Treatment Unit within the Juvenile Detention Center; Manager of the Adult Secure Residential Treatment Program; Manager of the START Drug Court; Manager of the Parole and Probation Domestic Violence Unit and finally Manager of the Local Control Supervision Unit.

Commissioner Graves is the Deputy Secretary for Community and Field Services for the Kansas Department of Corrections and has oversight of Parole, Community Corrections and Adult Interstate Compact. She also serves as the Interstate Compact Commissioner for the state of Kansas. Kathleen has been in the criminal justice field for over 30 years and has held positions in city and county law enforcement as well as the correctional field. She joined the KDOC in 1991 and has held positions as a parole officer and regional supervisor. In 2000 she became the Director of Community Corrections Services. In that capacity she provided grant oversight and technical assistance to the Community Corrections Act agencies in the State of Kansas. Kathleen has also been responsible for oversight of the Labette Correctional Conservation Camps, has been involved in the Kansas Criminal Justice Information System project, and assisted in the development and implementation of the current community supervision information technology system used by parole and community corrections. In 2010, she became the Parole Services Manager for KDOC and in 2011, she was appointed to the Prisoner

Review Board and participated in the development implementation of that board and its processes subsequent to the dissolution of the Kansas Parole Board by executive action. Kathleen received her Bachelor degree in Criminal Justice and Computer Science from Wichita State University.

Commissioner Kela E. Thomas, an Orangeburg native, was appointed by South Carolina Governor Nikki Haley and confirmed by the South Carolina State Senate as Director of the South Carolina Department of Probation, Parole and Pardon Services on February 24, 2011. Mrs. Thomas, the first African American female to head the third largest law enforcement agency in the state, has been employed with the Department since 1999, where she served as Deputy Director for Administration. She was the principal advisor to the Director on the agency administration to include legislative policy, fiscal and materials management, budgeting, training, information technology systems, and strategic planning.

Mrs. Thomas has had a diverse background in project management, budget and legislative governance, marketing and organizational development. She has had a lengthy career in financial management and executive oversight.

Mrs. Thomas holds a Bachelor of Arts degree in Management and Journalism from the University of South Carolina. She is a 2001 graduate of the South Carolina Executive Institute and a 2012 graduate of the South Carolina Criminal Justice Academy Class 579.

Mrs. Thomas serves the Midlands Community in many capacities. Junior League of Columbia, Richland School District Two Superintendent Business Advisory Council, and the University of South Carolina Board of Visitors.

Her professional affiliations include membership in the South Carolina Law Enforcement Association, South Carolina Probation and Parole Association, South Carolina State Employees Association, and Alpha Kappa Alpha Sorority Inc.

Some of her awards and recognitions include graduate of Leadership Columbia, YWCA of the Midlands Tribute to Women Nominee, the United Way Project Blue Print graduate, and a graduate of the 2012 Center for the Advancement of Leadership Skills Georgia State University.

Panelists shared their experiences with the Interstate Compact for Adult Offender on this issue.

Legalization of Marijuana

Commissioner and panel moderator J. Stromberg (OR) introduced panelists to the Commission.

Commissioner Pesterfield was named the Director of Parole for the Colorado Department of Corrections and assumed his role on February 3, 2014.

Mr. Pesterfield is responsible for the Division of Adult Parole and oversees the supervision of approximately 275 parole officers who manage over 10,000 parolees.

Mr. Pesterfield previously served eight years as the Director of Community Justice for Oregon's Columbia County Department of Community Justice, which oversaw both adult and juvenile divisions. Prior to this role, he served a total of six years as an Adult Parole and Probation Officer in Yamhill and Benton counties in Oregon.

His long and established law enforcement career also includes work as a Juvenile Detention Worker, Treatment/Unit Manager, and Police Officer.

Commissioner Madris serves as a Deputy Chief for the Nevada Department of Public Safety, Parole and Probation Division. She is the Commissioner and Compact Administrator for Nevada in the Interstate Commission for Adult Offender Supervision (ICAOS). Kim began her career in the criminal justice field with the Nebraska Department of Corrections as a corrections officer in June 1984. In February 1990 Kim accepted a position as an Adult Parole and Probation Officer with the Nevada Department of Public Safety, Parole and Probation Division, and relocated to Las Vegas, Nevada. Prior to her appointment as Deputy Chief she had served as an Adult Parole and Probation Officer, a DPS Sergeant, a DPS Lieutenant and DPS Captain for the Division. Kim has previously served the Commission as the Committee Chair for the ICAOS Deputy Compact Administrator (DCA) Liaison Committee and was a former Deputy Compact Administrator for Nevada Interstate. She has represented the Division in various inter-agency committees and commissions as well as at the state legislature. Kim earned her Bachelor of Science degree from the University of Nebraska in Criminal Justice and Sociology in December 1984. She also graduated in June 2007 from the Northwestern University Center for Public Safety, School of Police Staff and Command, Class 244

Commissioner Aylward is Assistant Secretary of Community Corrections. She has been active in this position for 4 years. Anmarie was appointed to community corrections based on her success in several divisions, programs and with legislative implementations over the years. Anmarie is a proud public servant and has been for over 25 years with the Department of Corrections. Beginning her tenure as a Research Analyst then moving through direct services particularly in prisons and treatment then offender change many of Anmarie's successes and challenges focus on the management and treatment of sex offenders in the system and in the community. Anmarie has expertise in transition of offenders and the management of sex offenders. She has extensive external stakeholder work in these areas. Her focus as Assistant Secretary has been on relationships and communication.

Anmarie began her career in criminal justice in her native Chicago Illinois with the Illinois Criminal Justice Information Authority after completing her Master's Degree in Sociology at Northern Illinois University. While she has an affinity for Chicago Anmarie moved west making a home in western Washington for over 26 years. Those years have

been punctuated with a strong family life. Anmarie values her husband and 4 sons, all native Washingtonians.

Anmarie has been active in and benefitted from the National Institute of Corrections, Executive Excellence Program, Harvard's John F. Kennedy School of Government and The Cascade Center for Public Service and Leadership. Anmarie maintains active memberships in the Association of Treatment for Sexual Abusers (ATSA), Executives of Probation and Parole, Association for Probation and Parole, Interstate Commission for Adult Offender Supervision (ICAOS) to name a few.

Panelists shared their experiences with the Interstate Compact for Adult Offender on this issue.

New Business/Election of Vice-Chair

Commissioner J. Seigel (IN) stated nomination rules and procedures.

Commissioner S. Andrews (OH) was nominated for chairwoman position by the Midwest Region.

There were no nominations from the floor.

Commissioner E. Ligtenberg (SD) moved to elect Commissioner Andrews (OH) to be chairwoman. Commissioner M. Potteiger (PA) seconded.

Motion passed unanimously.

Commissioner S. Andrews (OH) was elected as chairwoman.

The South Region nominated Commissioner C. Norman (AL) for Vice-chair position.

Commissioner J. Seigel (IN) asked for nominations from the floor.

Commissioner A. Aylward (WA) moved to nominate Commissioner Miller-Fox (UT) for vice chair position. Commissioner P. Bunke (MT) seconded.

Commissioner E. Ligtenberg (SD) moved to cease the nominations for Vice-chair. Commissioner M. Potteiger (PA) seconded.

Motion passed.

The candidates for vice-chair addressed the Commission.

The Commission voted electronically by secret ballot.

Commissioner C. Norman (AL) was elected as Vice chair.

The Midwest Region nominated Commissioner C. Lauterbach (IA) for Treasurer.

Commissioner J. Seigel (IN) asked for nominations from the floor.

Commissioner C. Gibson-Beltz (NE) moved to elect Commissioner Lauterbach (IA) to serve as Treasurer. Commissioner R. Maccarone (NY) seconded.

Motion passed unanimously.

Commissioner C. Lauterbach (IA) was elected as Treasurer.

Oath of Officers

Chairman M. Gilliam (OK) administered the Oath of Officers to newly elected officers: Commissioner S. Andrews (Chairwoman), Commissioner C. Norman (Vice-Chair), and Commissioner C. Lauterbach (Treasurer).

Call to the Public

Chairman M. Gilliam (OK) opened floor to the public comments. No comments received.

Chairman M. Gilliam (OK) thanked the national office staff for their diligence and hard work.

Adjourn

Commissioner S. Andrews (OH) made a motion to adjourn. Commissioner M. Potteiger (PA) seconded.

Motion passed.

The Commission adjourned at 4:52 pm CDT.