

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

**June 20, 2019**

**2:00 TO 3:00 PM (CST)**

**TELECONFERENCE**

**PRESENT:** Chair Doug Barthel, State Legislator, Mike Leidholdt, Secretary of Corrections, Kent Shelton, Judge, Third Judicial Circuit, Doug Clark, Executive Director of the Board of Pardons and Paroles, Charles Frieberg, Director of Court Services, Brian Zeeb, Division of Criminal Investigation, 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).

**REVIEW / APPROVE MAY 2018 MINUTES**

May 2018 minutes were approved with one correction to Director of Court Services, Charles Frieberg's title.

**DCA REPORTS**

Sarah Ball with Parole Services updated the council on the upcoming FY 2020 audit which will begin on July 1, 2019. South Dakota is compliant with Absconder Warrants and they have been verified with NCIC that they are still active and or have been removed from NCIC. South Dakota's retaking process will be reviewed in the upcoming audit to insure we are following the compact rules for items such as who requests issuance of a warrant in our state, who enters warrants into NCIC for our state, who verifies a warrant was entered into NCIC on a compact case as well as who monitors that retaking, and what our process as a state is for ensuring that retaking of an offender happens within the 30 days of the retaking request. We will also look at IF the retaking of an offender does not happen within 30 days, what steps do we take as both the sending and receiving state. South Dakota has implemented SAVIN which is a victim notification system that victims, victims' families and interested parties can register under a current offender of SD DOC or a parolee and be notified of any retaking, release or hearings that are up coming. Parole has maintained near perfect, 100 % compliance with compact rules. We did extremely well with our last years (2018) audit. South Dakota received a "Spirit of the Compact Award" this year which we were nominated by MN for the transport assistance of a high-risk sex offender.

Chuck Frieberg with Probation Services was available and reported on adult probation cases that are connected to the ICOTS system for interstate compact. They remain between 85% – 100% compliance on the dash board. FY 2020 audit will look much like Parole's audit. Cheryl Frost, Interstate Compact Coordinator, was recognized for her work within the compact in a recent Deputy Compact Administrator newsletter.

**INTRODUCTION OF NEW COUNCIL MEMBERS**

Doug Clark spoke on the process of appointing members of the South Dakota State Council and following the Executive Order. The Executive Order states whereas "An Act to authorize South Dakota to participate in the Revised Interstate Compact for Adult Offenders Supervision was passed by the South Dakota Legislature and Signed by the Governor in February 2001. This Act requires that each member state create a State Council for Interstate Adult Offender Supervision and that this Council is responsible to appoint the Compact Administrator as the State

Commissioner to the Interstate Commission for Adult Supervision and that this Act provides that the compacting states create an Interstate Commission for Adult Offender Supervision which will consist of commissioners appointed by the State Councils.” For further information please see the State Of South Dakota Office Of the Governor Executive Order at [www.InterstateCompact.org](http://www.InterstateCompact.org). Parole has roughly 90 – 95 cases that return to South Dakota to be supervised and we send out roughly 325 cases out of state to be supervised. South Dakota has an excellent reputation as far as compact supervision goes.

### **2019 RULE CHANGE AND RULE PROPOSALS**

Doug Clark advised this is a rule change year. The next Annual Business Meeting is on October 2019, in San Diego, CA. FY 2019 is a rule year. The Rule Proposal(s) is as follows: Rule 1. 101 – Revise the definition of Abscond, 4. 109 Absconding Violation, Revise the definition of Sex Offender, 3.101-3 – The transferring of supervision of Sex Offenders, 3.107 – Transfer requests, 1.101 – Remove the definition of “Victim – Sensitive” and “Travel Permit”, 3.108 – Victims’ rights to be hear, 3.101-1 (a) (1) and (a) (2) Mandatory reporting instructions and transfers or military, families of military, family members employed, employment transfer and Veterans for medical or mental health services and 5.103 – 1 (a) Mandatory retaking of offenders who abscond. These matters will be discussed at our next meeting prior to the annual ABM meeting in October 2019.

### **OLD BUSINESS**

Doug Clark reported FY 2019 audit results – reviewed the State of South Dakota’s policy and process and ICOTS usage. SD was found fully compliant in all areas. The Compact has been working with APRIS and VINE over the last 5 years, to develop a victim notification system that could be used by the Interstate Compact and less than 3 % of cases were using these systems. Each state has developed its own system to notify victims and or families of victims, therefore, IVINS was removed from notifying victims. South Dakota will begin to enter our own warrants into NCIC and staff will be sent to NCIC training in July 2019. Sending sex offenders to other states.

### **NEW BUSINESS**

Doug Clark reported FY 2020 audit plan – there will be an emphasis on warrant compliance and retaking processes. Advise of October 2019 ABM meeting in San Diego, CA. We will have another Council meeting this fall prior to the ABM so we can discuss how SD will carry votes to the meeting.

### **GENERAL DISCUSSION**

Doug Clark advised FY 2019 dues for ICAOS Parole and Probation were paid in full.

Chair Doug Barthel adjourned the meeting at 1:44 PM.

The meeting was adjourned at 1:45 PM. The Next meeting will be held prior to the meeting in October 2019.

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