



State of Utah

SPENCER J. COX
Governor

DEIDRE M. HENDERSON
Lieutenant Governor

Utah Department of Corrections

Division of Adult Probation and Parole

Interstate Compliance Unit

BRIAN REDD
Executive Director

JARED GARCIA
Deputy Executive Director

ALEX GARCIA
Chief

INTERSTATE COMPACT

AGENDA

DECEMBER 16, 2024

- I. Welcome and Approval of 2023 minutes
- II. 2024 Statistics
- III. 2024 Accomplishments
- IV. Items that need work in 2025
 - a. Clarification on supervision ordered to AP&P on all felony and qualified misdemeanor offenses that require interstate compact.
 - b. Violations and retaking we must physically remove the supervised individual from the receiving state
 - c. Warrants must be listed NCIC/Fully extraditable ensuring originating agencies comply
 - d. Request fee increase for the Compact fee it has been \$50.00 since 2008
- V. Schedule August 2025 meeting review rule changes (voting in September at ABM)

Links

<https://le.utah.gov/xcode/Title77/Chapter28C/77-28c-S103.html>

<https://le.utah.gov/xcode/Title77/Chapter28C/77-28c-S104.html>

<https://interstatecompact.org/about/annual-business-meeting/2024#home>

INTERSTATE COMPACT COUNCIL MINUTES

Committee Interstate Compact Council

Date 12/16/2024
Time 10:00 AM
Location Google Meeting - Online

Executive Representative		Judicial Representative		Legislative Representative		Commissioner	
	Tom Ross Commission on Criminal and Juvenile Justice		Judge Paul Parker Utah Third District Court	x	Cheryl Action District 43	x	Alex Garcia Utah Compact Commissioner Division Director AP&P
x	Jessica Cook (UDC) DCA Adult Probation & Parole		Doug Fawson Victim Services Coordinator	x	Christopher Fournier Assistant Attorney General	x	Blake Hills Utah Board of Pardons & Parole
	Vacant Salt Lake Legal Defenders	x	Daniel Strong Utah Sentencing Commission	x	Dustin Jansen Division of Indian Affairs	x	Shane Bahr Administrative Office of the Court
	Cody Black- Utah Sheriff's Association Beaver County Sheriff	x	Amanda Montague- Statewide Association of Prosecutors	x	Charlyn Dedrickson Assistant DCA Adult Probation & Parole		

Visitors Charlyn Dedrickson Compact Staff

Agenda Item Welcome and Approval of Minutes

Notes

- Introductions/Roll
- Past Minutes to be approved 2023
- Motion: Approve Minutes 12/2023 Amanda Montague Second: Daniel Strong
- 2024 In review
- Schedule August meeting August 13, 2025 11:30 am

Jessica will submit minutes and commission update to the National ICAOS office.

Agenda Item Old Business

Notes
 Compact Training throughout the state is continuing for AP&P and allied agencies. Jessica's goal is to provide training to every DA office by March 2024 15 Counties completed

Agenda Item Current Compact Case Statistics

Notes
 Jessica Cook provided the team with the statistics, items pointed out specifically:

- Incoming 725 Incoming 687 Outgoing
- Highest Reason for Transfer in and out as Resident Family and has stayed consistent
- 18% of cases outgoing are for sex offenses 17 incoming

	<ul style="list-style-type: none"> • Top sending and receiving states remain consistent • Utah statistics with similarly populated states comparison provided • Compliance Report
Agenda Item	ABM Review
Notes	Jessica Cook <ul style="list-style-type: none"> • Language change from offender to Supervised individual • Compact Dues
Agenda Item	West Region Tribal Working Group Updates
Notes	No Updates at this time
Agenda Item	Compact Council Membership
	Email submitted to rmauro@sllda.com for the Legal Defenders will follow up prior to next meeting No response
Agenda Item	New Business
Notes	
Next Meeting	August 13, 2025

Minutes prepared by Jessica Cook

Utah Interstate Compact Council December 2024

2024 Accomplishments:

- Charlyn has traveled to every region to provide agent training.
- Jessica taught at a Brown bag lunch Judges in January 2024
- Jessica presented at the Utah Association of Counties in April 2024
- Separation of Sex Offender Registry & Interstate Compact
- Created flow chart for Utah Judges
- Jessica presented at the Judicial conference in September 2024
- Alex, Jessica & Charlyn attended the annual business meeting in September 2024
- October 2024 fully staffed for the first time in several years.
- Jessica teaching at SLDA on Wednesday 12/18/2024

Items we are working on:

1. **Clarification in statute [Supervision on qualified compact cases](#)** to AP&P and offender ordered to report to AP&P qualifying offenses: All felony & qualifying [Misdemeanors](#)

[77-28c-104 \(2\) \(a\)](#) Offenders shall apply to Department of Corrections

Back when legislation was created the Sheriff's offices were not doing private probations.

2. **[Violations & retaking](#)** - We must physically remove the offender from the receiving state after a violation requiring retaking has been reported to us. 2 cases where the Judge dismissed the case without having the offender returned.

3. **Warrants must be NCIC fully extraditable no bail:** Extradition on probation offenders whom is responsible for issuing NCIC warrant & extradition costs.

- a. Warrant verbiage To any peace officer in the state of Utah
- b. Statewide only warrants or limited extradition warrants
- c. Responsibility in the process for local sheriff/LEA

4. International travel while on AP&P supervision. NO International travel is permitted due to UDC Policy

5. **Fee increase.** Proposed Fee increase some states require bonds to be used towards extradition. Utah's fee has remained the same since it was created in 2008

6. Ongoing statewide Interstate Compact education with Sheriff's offices considering private probation, Judicial staff, Attorney

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Definitions

Offender – means an adult placed under, or made subject to, supervision as the result of the commission of a criminal offense and released to the community under the jurisdiction of courts, paroling authorities, corrections, or other criminal justice agencies, and who is required to request transfer of supervision under the provisions of the Interstate Compact for Adult Offender Supervision.

Sex Offender – means an adult placed under, or made subject to, supervision as the result of the commission of a criminal offense and released to the community under the jurisdiction of courts, paroling authorities, corrections, or other criminal justice agencies, and who is registered or required to register as a sex offender in the sending state or is under sex offender terms and conditions in the sending state and who is required to request transfer of supervision under the provisions of the Interstate Compact for Adult Offender Supervision.

Supervision – means the oversight exercised by authorities of a sending or receiving state over an offender for a period of time determined by a court or releasing authority, during which time the offender is required to report to or be monitored by supervising authorities, and to comply with regulations and conditions, other than monetary conditions, imposed on the offender at the time of the offender's release to the community or during the period of supervision in the community.

Warrant – means a written order of the court or authorities of a sending or receiving state or other body of competent jurisdiction which is made on behalf of the state, or United States, issued pursuant to statute and/or rule and which commands law enforcement to arrest an offender. The warrant shall be entered in the National Crime Information Center (NCIC) Wanted Person File with a nationwide pick-up radius with no bond amount set.

Compact Trigger: Conditions above financial or obey all laws. Any treatment, testing, monitoring = Compact

Eligible: ALL Felony and the following Misdemeanor offenses.

A misdemeanor offender whose sentence includes 1 year or more of supervision shall be eligible for transfer, provided that all other criteria for transfer as specified in rule 3.101, have been satisfied; and the instant offense includes one more of the following.

Rule 2.105 Misdemeanor offenses:

1. an offense in which a person has incurred direct or threatened physical or psychological harm;
2. an offense that involves the use or possession of a firearm;
3. a 2nd or subsequent misdemeanor conviction of driving while impaired by drugs or alcohol;
4. a sexual offense that requires the offender to register as a sex offender in the sending state.

Compact Office falls under UDC

77-28c-104 Fee indicates offenders desiring a transfer shall apply to the department for transfer.

2 (b) states that the department shall make rules governing the transfer of supervision of an offender.

77-27-24 Out of state supervision of probationers and parolees-- Compacts
2007 General Session

SENTENCING: Please ensure the defendant appears in person for sentencing to assist with obeying the compact rules; obtaining fingerprints, DNA, Compact fees and signatures on the probation agreement as well as the compact application. Sex offenders must complete sex offender registration forms in person and remain in Utah until we have approval from the receiving state.

Sex offenders also cannot proceed to the receiving state without approved reporting instructions

SUPERVISION: Must be placed on supervision with Adult Probation & Parole. Must include conditions to be monitored and length of supervision. Offenders must be fingerprinted (at the jail) and have their DNA taken before we can submit the application to transfer to another state.

DNA [Code 53-10-404](#) Code [53-10-403](#)

VIOLATIONS: Upon notification of Violations all sending states must secure a NCIC/Non-bailable fully extraditable warrant within 15 days and we **MUST** go retake the offender. *Webex hearings for violations on offenders under the compact rules are not allowed.

Retaking – means the act of a sending state in physically removing an offender, or causing to have an offender removed, from a receiving state.

(a) Upon a request by the receiving state and documentation that the offender's behavior requires retaking, a sending state shall issue a warrant to retake or order the return of an offender from the receiving state or a subsequent receiving state within 15 business days of the receipt of the violation report.

(b) If the offender is ordered to return in lieu of retaking, the receiving state shall request reporting instructions per [Rule 4.111](#) within 7 business days following the receipt of the violation report response.

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(c) The receiving state retains authority to supervise until the offender's directed departure date. If the offender does not return to the sending state as ordered, then the sending state shall issue a warrant, no later than 15 business days following the offender's failure to appear in the sending state.

(d) If the sending state issues a warrant under subsection (c) of this rule, the receiving state shall attempt to apprehend the offender on the sending state's warrant and provide notification to the sending state. If the receiving state is unable to locate the offender to affect the apprehension, the receiving state shall follow Rule 4.109-2 (a) and (b).

Violation Code: 77-27-30

Retaking is required when violations requiring retaking are reported.

Recent instances of judges discharging cases and dismissing warrants when our agents are at the jail in the other state to extradite a supervised individual.

WARRANTS: Warrants must be NCIC, fully extraditable, no bail. And must be listed NCIC within 15 days of the notice of violation.

Extradition: 4.2.2 UNIFORM EXTRADITION ACT CONSIDERATIONS

An offender who absconds from a receiving state is a fugitive from justice. The procedures for returning a fugitive to a demanding state can be affected by the Uniform Extradition and Rendition Act

(UERA). Under that act, a fugitive may waive all procedural rights incidental to the extradition, for example the issuance of a Governor's warrant, and consent to return to the state demanding the fugitive. To be valid, the waiver must be in writing, in the presence of a judge, and after the judge has informed the fugitive of his rights under the statute. Nothing in the UERA prevents a person from voluntarily returning to a state. Several courts have recognized that an interstate Compact governing

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supervision of out-of-state offenders provides an alternative procedure by which a person can be returned to the demanding state without complying with the formalities of the UERA. See *In re Klock*, 133 Cal App 3d 726 (Cal. Ct. App. 1982); *People v. Bynul*, 524 N.Y.S.2d 321 (N.Y. Crim. Ct. 1987). See

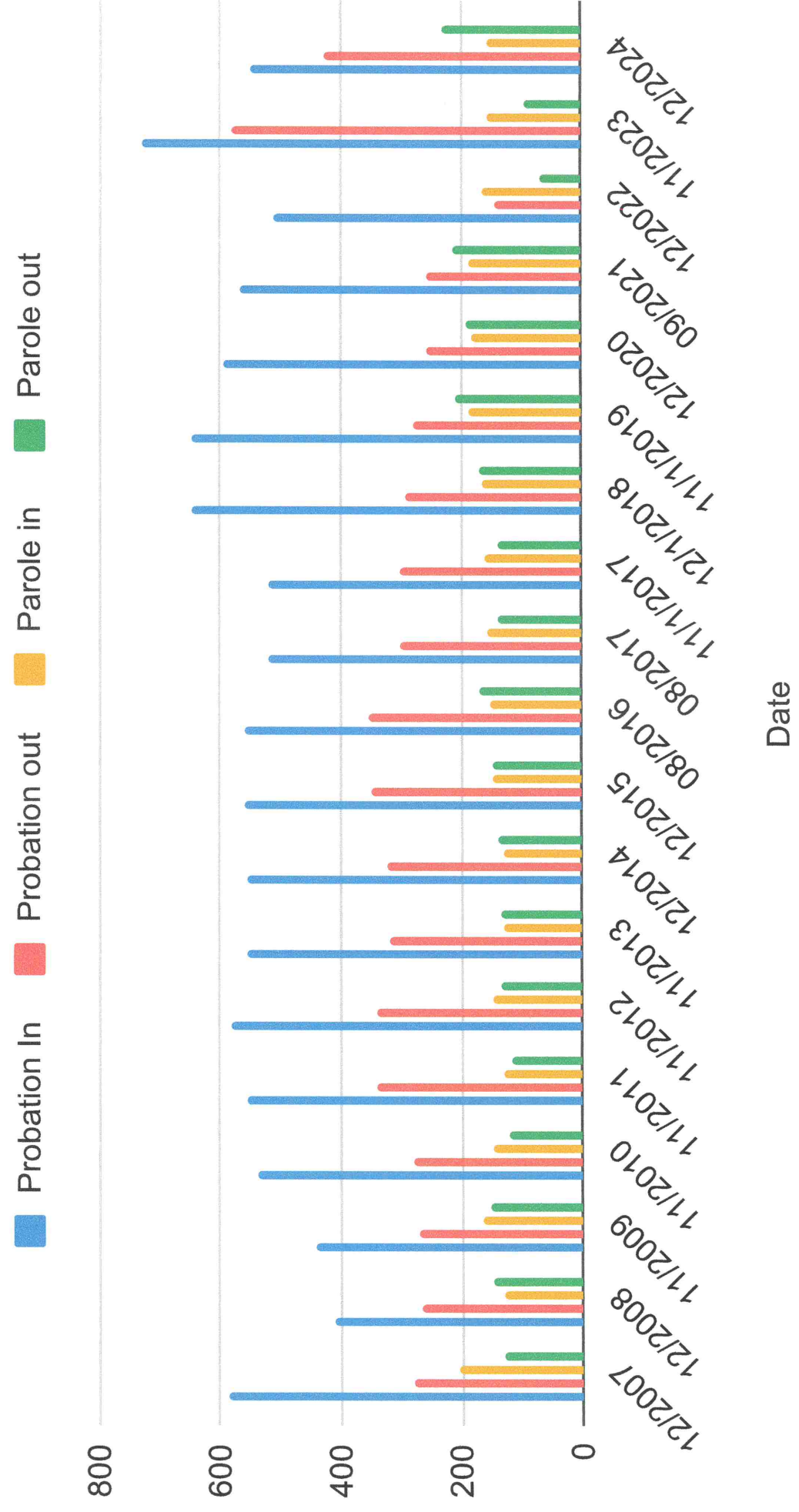
also, *Todd v. Florida Parole and Probation Commission*, 410 So.2d 584 (Fla. 1st DCA 1982) (“[W]hen a

person is paroled to another state pursuant to an interstate Compact, all requirements to obtain extradition are waived.”) An interstate Compact has been held to displace the UERA as to certain offenders and requires only minimal formalities as to the return of those offenders. *Id.* Furthermore, the

offender’s agreement to waive extradition as a condition of relocating waives the need for formal extradition proceedings at the request of the sending state for the offender’s return

Out of Country: While interstate compact monitors transfer of supervision my office is often contacted when Judges allow international travel. Especially on offenders ordered to AP&P supervision. It is against UDC policy to allow supervised individuals to travel internationally.

Probation In, Probation out, Parole in and Parole out





Compliance Summary

Activity Due Date
1/1/2024 to 12/13/2024

Supervision Type
All

Receiving State PO
All

Sending State PO
All



Case Closure Compliance (10 business days)



Average Days
Overdue:
-0.03



Average Days
Overdue
(National):
-0.29

Case Closure Reply Compliance (10 business days)



Average Days
Overdue:
1.53



Average Days
Overdue
(National):
5.74

Requested Progress Report Compliance (30 calendar days)

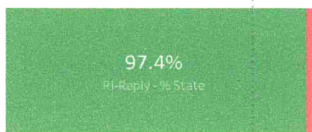


Average Days
Overdue:
-2.57

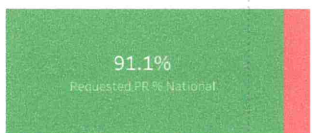


Average Days
Overdue
(National):
-0.93

RI Reply Compliance (2 business days [5 for sex offenders])

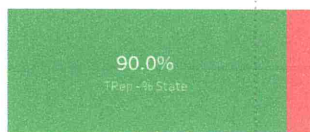


Average Days
Overdue:
-0.13

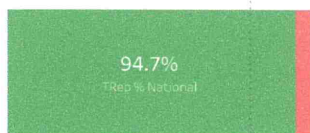


Average Days
Overdue
(National):
-0.07

Transfer Reply Compliance (45 Calendar Days)



Average Days
Overdue:
-0.28



Average Days
Overdue
(National):
-0.32

Violation Response Compliance (10 Business Days)



Average Days
Overdue:
-1.54



Average Days
Overdue
(National):
-0.10



Active Compact Cases - Outgoing

Sending State:
 Receiving State:
 Supervision Type:
 Sex Offender:
 Victim Sensitive:
 Sending State User Email:
 Sending State County:
 PDF

Active Cases

Description: The report lists all active compact cases from a sending state.

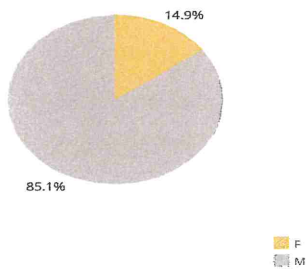
Learn more: <https://support.interstatecompact.org/hc/en-us/articles/224746367-Active-Compact-Cases-Active-Cases>

Sending State	Total Active Cases	Unique Offenders
UT	663	660

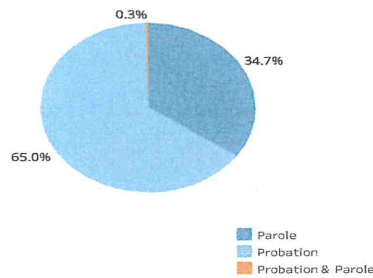
660
Unique Offenders

663
Total Active Cases

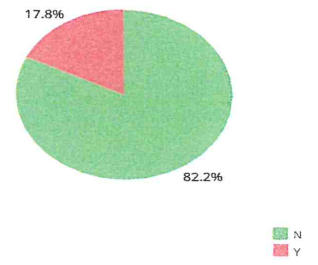
Total Active Cases by Gender



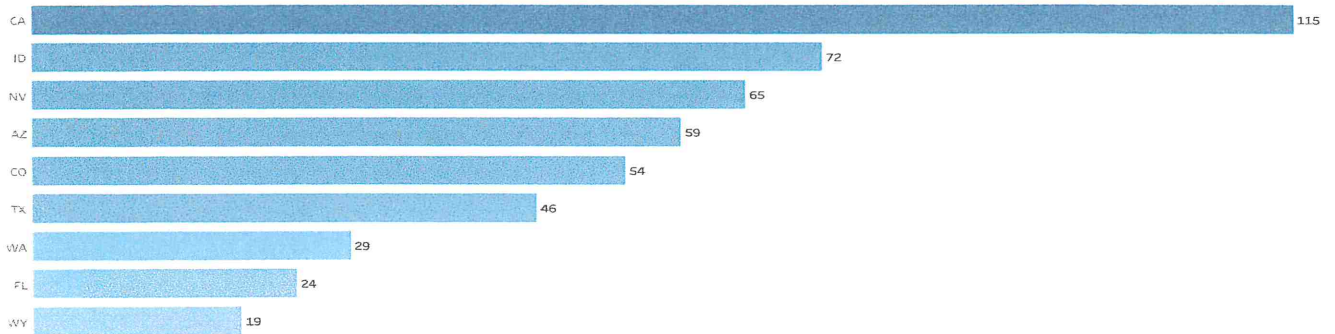
Total Active Cases by Supervision Type



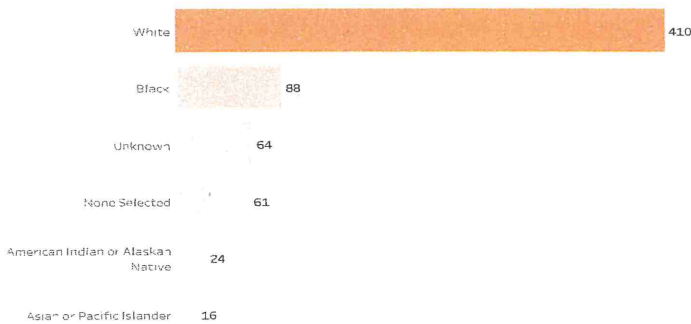
Sex Offender Total Active Cases



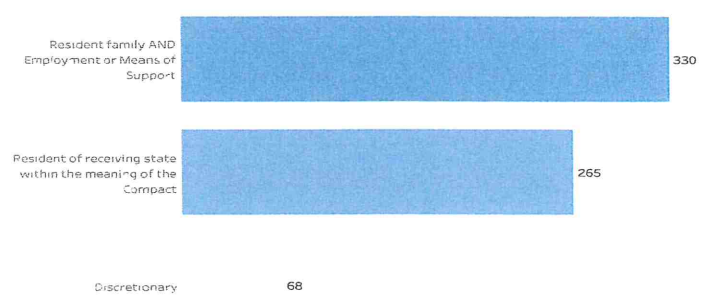
Top 10 Receiving States by Total Active Cases



Total Active Cases by Race



Reason for Transfer





Active Compact Cases - Incoming

Receiving State: Sending State: Supervisor Type: Sex:
 Reason for Transfer: Reasoning State: Reasoning State Email: Receiving State User County:



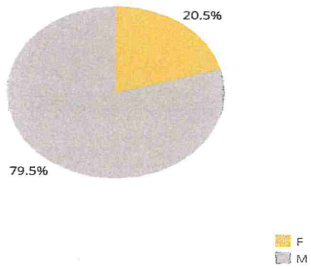
Description: The report lists all active compact cases in the receiving state.

Learn more: <https://support.interstatecompact.org/hc/en-us/articles/224746367-Active-Compact-Cases-Active-Cases>

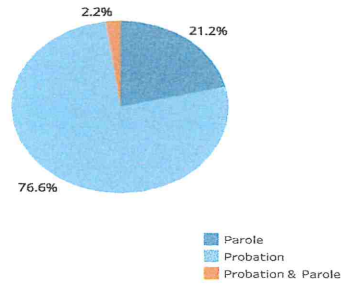
Active Cases

Receiving State	Total Active Cases	Unique Offenders	725	736
UT	736	725	Unique Offenders	Total Active Cases

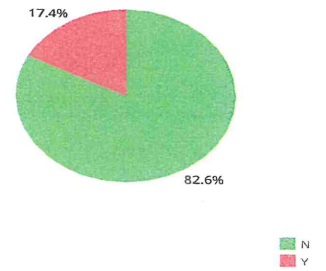
Total Active Cases by Gender



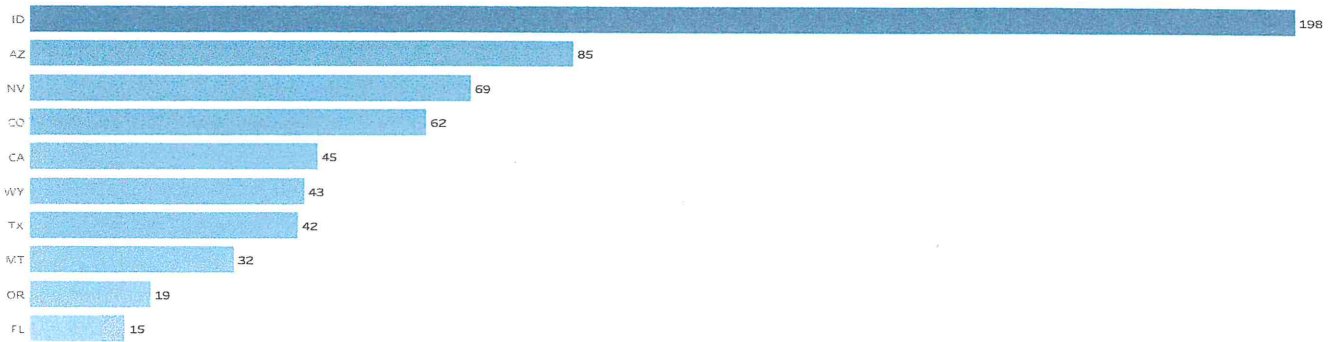
Total Active Cases by Supervision Type



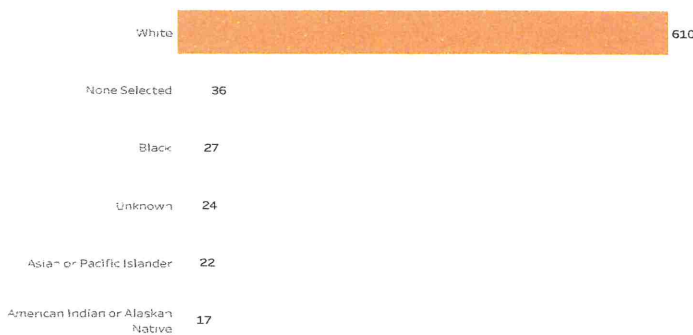
Sex Offender Total Active Cases



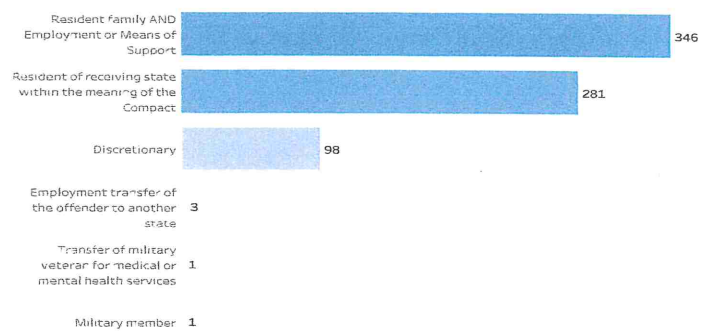
Top 10 Sending States by Total Active Cases



Total Active Cases by Race



Reason for Transfer



Filter statement

Filters **Transmit Date** 1/1/24 to 12/15/24 | **Receiving State User Email** All items containing "" [2 more...](#)

Transmitted Activities - Incoming Cases

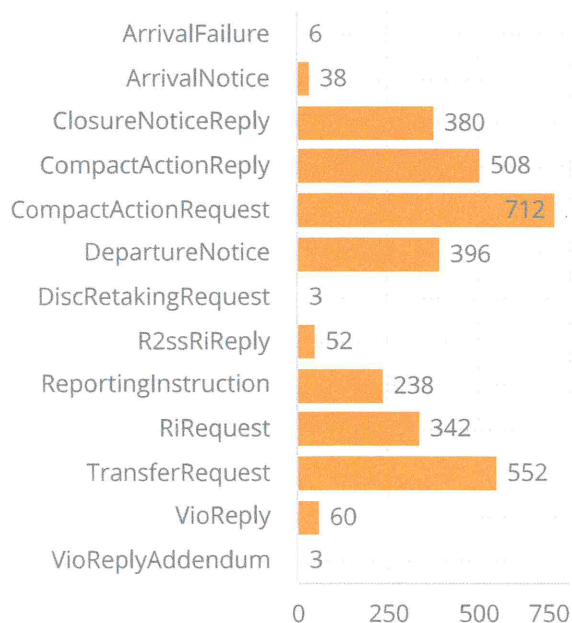
Description: List of compact activities on incoming cases transmitted within the selected date range. Dashboard may be filtered on Incoming Activities, which would come from the sending state, or Outgoing Activities, which were transmitted by the receiving state. The dashboard can also be filtered on date range, supervision type, activity type, receiving user email, or offender last name.

Training Module: [Transmitted Activities](#)

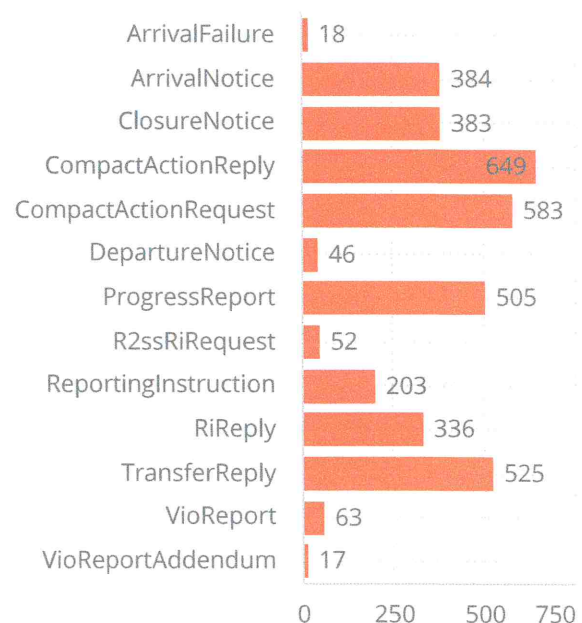
Summary Information

Receiving State	Supervision Type	Incoming Activities	Outgoing Activities
UT	Parole	224	227
	Probation	789	874
	Probation & Parole	16	21
	Withdrawn Before Transfer	194	194
UT Total		1,223	1,316
Grand Total		1,223	1,316

Incoming Activity Summary



Outgoing Activity Summary



Filter statement

Filters **Transmit Date** 1/1/24 to 12/15/24 | **Activity Type** TransferReply [3 more...](#)

Transmitted Activities - Outgoing Cases

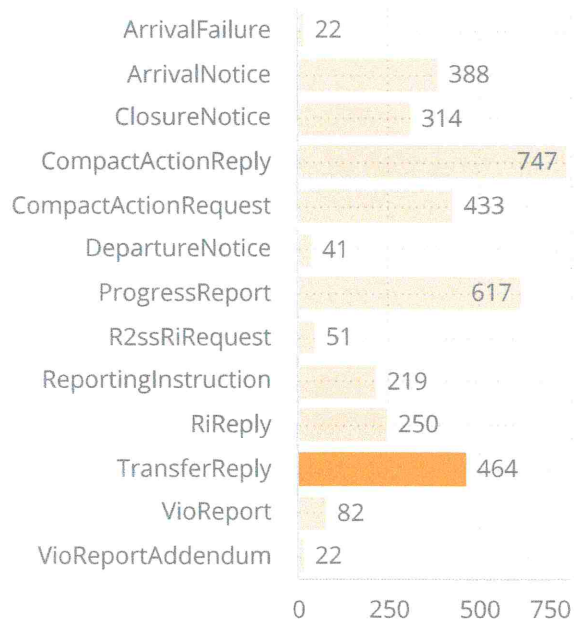
Description: List of compact activities on outgoing cases transmitted within the selected date range. Dashboard may be filtered on Incoming Activities, which were transmitted by sending state, or Outgoing Activities, which came from the receiving state. The dashboard can also be filtered on date range, supervision type, activity type, sending user email, or offender last name.

Training Module: [Transmitted Activities](#)

Summary Information

Sending State	Supervision Type	Incoming Activities	Outgoing Activities
UT	Parole	101	
	Probation	280	
	Probation & Parole	3	
	Withdrawn Before Transfer	80	
UT Total		464	
Grand Total		464	0

Incoming Activity Summary



Outgoing Activity Summary

