AAICPC/ICJ
Memorandum of Understanding (MOU)
Work Group Meeting
Minutes

Thursday, March 08, 2012
2:00 p.m. EST

I. Members in Attendance:

1. Thomas Brinton (IL) AAICPC Co-Chair
2. Rose Ann Bisch (MN) ICJ Co-Chair
3. Judy Miller (AR) ICJ
4. Rosalind Hyde (CA) AAICPC
5. Maria Genca (CT) ICJ
6. Alicia Ehlers (ID) ICJ
7. Michael Reddish (NE) ICJ
8. Jason McCrea (PA) AAICPC
9. Dawne Gannon (SC) ICJ
10. Cheri Stewart (TN) AAICPC

Members Not in attendance:

1. Michael Umpierre (DC) ICJ
2. Sharon Curry (MA) AAICPC
3. Shannon Foster (NV) AAICPC
4. Gina Gelnett (TX) AAICPC

II. Ex-Officios and Staff in Attendance:

1. Stephen Pennypacker (FL) AAICPC, Ex-Officio
2. Carla Fults (DC) AAICPC, Ex-Officio
3. Ashley Lippert, ICJ Executive Director
4. Jack Branum, ICJ MIS Project Manager
5. Emma Goode, ICJ Administrative and Logistics Coordinator

Ex-Officios and Staff Not in Attendance:

1. Terry Clark (PA) ICJ Ex-Officio

III. Guests in Attendance:

1. Marcia Coonce (AK) AAICPC
2. Sheilah Dupuy (CA) AAICPC
3. Christel Davis (DE) AAICPC
4. Kathy Letourneau (RI) AAICPC
5. Patricia Cokley (SC) AAICPC

Call to Order

Co-Chair Brinton called the meeting to order at 2:01 p.m. EST.

Roll Call

A. Lippert, ICJ Executive Director, called the roll. Ten of the fourteen *voting* members were in attendance, establishing a quorum.

Agenda

M. Reddish (NE) made the motion to approve the agenda. D. Gannon (SC) seconded. The motion passed to approve the agenda as presented.

Minutes

J. Miller (AR) made the motion to approve the minutes. A. Ehlers (ID) seconded. The motion passed to approve the minutes of the February 9, 2012 meeting as presented.

Housekeeping

Co-Chair Bisch welcome members and guests to the open discussion meeting. She referenced the documents that would be discussed throughout the meeting. Co-Chair Brinton identified the goals of the meeting and encouraged input by the attendees.

Old Business

Preparation for guidelines for handling runaways

Co-Chair Bisch summarized how the runaway information was consolidated, categorized, and translated into scenarios by the Co-Chairs.

Scenario A

- Co-Chair Bisch presented Scenario A wherein an ICPC child placed in MN runs away and either stays in MN or runs to a third state. The processes were outlined into Steps 1, 2, 3.1, and 3.2 and included legal jurisdiction exceptions.
- A. Ehlers (ID) questioned the inclusion of absconders and escapees. Co-Chair Bisch clarified the scenario addressed runaways only.
- J. Miller (AR) questioned the ICPC Article 5 language. Co-Chair Brinton clarified the retention of jurisdiction language in Article 5 provides ICPC the authority to return youth across state lines. He qualified examples of returns within the first 24 hours without the involvement of ICJ. C. Fults confirmed the authority of ICPC referenced in Article 5.
- J. Miller (AR) questioned whether or not Step 3.1(b) affords the juveniles a right to due process.
- Co-Chair Bisch concurred and questioned when and what triggers ICJ involvement with an ICPC runaway in accordance with the current statues and rules. D. Gannon (SC) suggested the completion of a Form I Requisition.
- The Work Group referenced numerous cases when ICJ does and does not become involved with an ICPC runaway. A. Lippert cited ICJ Statue Article 1. (c) wherein the language reads: … *to the state requesting their return*.
- M. Reddish (NE) suggested obtaining a legal opinion in instances where there is conflict and disagreement. Co-Chair Bisch concurred that an advisory opinion might be required from R. Masters.
- C. Fults cautioned that a legal advisory opinion could not be all inclusive noting that outcomes vary by severity of the case, age of youth, and state laws. She encouraged establishing a protocol and coordination between the ICJ and ICPC services on how to proceed with a child in peril and child protection cases.
- Co-Chair Bisch summarized the area of concern in Scenario A to be Step #3.1(b). The work group agreed the clarification will assist and expedite other scenarios using the same style presentation.

Scenario B

- Scenario B will be presented at the next meeting.

New Business

AAICPC National Meeting

S. Pennypacker suggested including in the next meeting discussion the six areas of interest relative to the MOU to be presented at the AAICPC National Meeting. The Co-Chairs concurred.

Adjourn

- Co-Chair Brinton reminded members to forward any additional runaway scenarios to the Co-Chairs prior to the next meeting.
- Co-Chair Bisch noted the Co-Chairs will review escapees and absconders for the next meeting.
- The next meeting is April 12, 2012 @ 2:00 pm EST.
- **C. Stewart (TN) made the motion to adjourn. R. Hyde (CA) seconded. The motion passed. Co-Chair Bisch adjourned the meeting at 3:24 p.m. EST**.