



## INTERSTATE COMMISSION FOR JUVENILES

### Midwest Region Meeting

#### *Minutes*

Wednesday, January 12, 2011

10:00 a.m. EST

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#### **Region Members in Attendance:**

1. Rose Ann Bisch (MN) Commissioner, Representative
2. Gerry Prine (IA) Designee
3. Dennis Casarona (KS) Commissioner
4. Mike Reddish (NE) Commissioner
5. Nancy Allard (SD) Commissioner
6. Shelley Hagan (WI) Commissioner
7. Julie Hawkins (MO) Commissioner, Ex-Officio

#### **Region Members Not in Attendance:**

1. Thomas Southard (IA) Commissioner
2. Billie Greer (IL) Designee
3. Lisa Bjergaard (ND) Commissioner

#### **Guests in Attendance:**

1. Ted Forrest (MI)
2. Pamela Helbling (ND)
3. Kathy Christenson (SD)

#### **ICJ Staff in Attendance:**

1. Harry Hageman, Acting ICJ Executive Director
2. Jack Branum, Project Manager
3. Jimmy Frazier, MIS Project Manager
4. Emma Goode, Administrative and Logistics Coordinator

#### **Call to Order**

Representative Bisch called the meeting to order at 10:01 a.m. EST.

#### **Roll Call**

H. Hageman called the roll. Six of the nine voting members were present establishing a quorum.

#### **Agenda**

Representative Bisch asked for a motion to approve the agenda. **M. Reddish (NE) made the motion to approve the agenda as presented. S. Hagan (WI) seconded. The motion passed.**

## Minutes

Representative Bisch asked for a motion to approve the minutes. **N. Allard (SD) made the motion to approve the minutes of the September 14, 2010 meeting as presented, D. Casarona (KS) seconded. The motion passed.**

## Discussion

### *Rule Amendments Proposals*

Representative Bisch explained the process to move propose rule amendments forward and opened the floor to discussion.

### Status Offender

- M. Reddish (NE) requested feedback and cited the ICJ statutes Article I paragraph 2 regarding the issue of servicing status offenders. He advised that the AJCA rules included a rule to service status offenders if ordered by the judge and that the current ICJ rules define both status offender and adjudicated status offender.
- J. Hawkins (MO) noted that juveniles are required to have rules of supervision ordered by a court to be eligible for supervision.
- P. Helbling (ND) reported an informal transfer request denied due to the order containing a referee's signature and not a judge's signature.
- S. Hagen (WI) noted state laws treat status offenders differently, some as delinquent youth and some as children in need of protective services.
- The Region determined that supervision of status offenders on probation occurs under the terms of their supervision.

### Transfer Venue

- Representative Bisch opened the floor to discuss the transfer of venue isolated to juveniles without any connection to the receiving state. She shared the example of youth communicating via the internet and connecting in across state lines.
- J. Hawkins (MO) noted on occasion, the complete transfer of jurisdiction has occurred when the judges agreed.
- N. Allard (SD) shared information relative to the transfer of venue at the time of temporary custody or arrest.
- The Region discussed and agreed the topic to be worthy of additional research.

### Holding Runaway Juveniles and the NCIC

- M. Reddish (NE) requested feedback regarding the request for additional documentation to the nationally recognized NCIC warrant to hold runaways in detention centers.
- H. Hageman clarified that NCIC not a warrant but rather houses entries of warrants and authorities may contact the originator of the warrant to check its validity.
- The Region discussed the OJJDP letter and the R. Masters legal opinion.
- S. Hagan (WI) summarized that detention centers may hold non-delinquent juveniles however many states do not agree to the placement of non-delinquent juveniles in secured facilities "behind bars".

### *Annual Report*

- Representative Bisch reminded the Region members to distribute the ICJ Annual Report in accordance with the ICJ Statutes Article IV (17) and as required by their respective state's statutes.

- The National office forwarded samples of distribution letters used by R. Bisch and T. Clark with the email meeting invitation.
- The Region requested consideration to post the sample letters on the ICJ website.
- J. Branum responded the National Office would research the request.

#### *State Council Updates*

- Five region members continue to work towards developing their state councils.
- Nebraska reported to meet twice a year.
- Kansas reported a meeting prior to the 2010 ABM.
- North Dakota reported plans to train state attorneys and the sheriffs association.
- Minnesota reported the combination of adult and juvenile state councils and recently met for the second session.

#### *Midwest Region States Update*

Attending states provide a brief overview of their state's recent activity. Activities included continued ICJ training, adjustments with new incoming administrations, and cost cutting paperless administrative efforts.

#### **Old Business**

Representative Bisch updated the region of the ICJ/ICPC Memorandum of Understanding status and will advise and forward the final copy when it is available.

#### **New Business**

There was no new business.

#### **Adjourn**

- Midwest Region members should forward any proposed rule amendments to Representative Bisch. The Midwest Region will meet in February to review rule proposals if any are submitted for consideration.
- The next regularly scheduled meeting is April 13, 2011.
- Representative Bisch adjourned the meeting by acclamation.