



Interstate Commission for Juveniles 2009 Annual Business Meeting

**December 2-3, 2009
Hyatt Regency Tamaya
Santa Ana Pueblo, New Mexico**

12/02/2009

Welcome

- Chair Donna Bonner (TX) welcomed the group to the Second Annual Business Meeting of the Interstate Commission for Juveniles.
- The Color Guard presented the flags and the Commission recited the Pledge of Allegiance.
- Chair Bonner asked Executive Director Ashley Lippert to call the Roll.
 - Member states in attendance:
Alabama; Alaska; Arizona; Arkansas; California; Colorado; Connecticut; Delaware; Hawaii; Idaho; Illinois; Kansas; Kentucky; Louisiana; Maine; Maryland; Michigan; Mississippi; Missouri; Montana; Nebraska; Nevada; New Jersey; New Mexico; North Carolina; North Dakota; Oklahoma; Oregon; Pennsylvania; Rhode Island; South Carolina; South Dakota; Tennessee; Texas; Utah; Virginia; Washington; West Virginia; Wisconsin; Wyoming;
 - Ex Officio members in attendance:
American Probation and Parole Association (APPA); Association of Administrators of the Interstate Compact on Placement of Children (AAICPC); Association of Juvenile Compact Administrators (AJCA); International Association of Chiefs of Police (IACP); Interstate Compact for Adult Offender Supervision (ICAOS); National Council of Juvenile and Family Court Judges (NCJFCJ); National Juvenile Detention Association (NJDA); National Runaway Switchboard (NRS); National Victims Constitutional Amendment Network (NVCAN)
 - Member states not in attendance:
Florida
 - Quorum present.
- Chair Bonner provided an overview of the Commission's activities and accomplishments during the past year. She also informed the Commission that Georgia, Indiana, Iowa,

Massachusetts, Minnesota, New Hampshire, New York, Ohio, Vermont, the District of Columbia, the US Virgin Islands, Puerto Rico, North Mariana Island, Guam and American Samoa still needed to join the new Compact.

- Executive Director Lippert explained the voting process.
- Chair Bonner gave an overview of the agenda.
- Discussion of the 2008 Annual Business Meeting ensued.

Michael Branham (AZ) made a motion to approve the minutes as amended from the 2008 Annual Business Meeting, seconded by Terry Clark (PA). Motion passed.

Executive Director – Introduction and Remarks

- Executive Director Lippert introduced the national office staff and gave an update of national office activities.
- Chair Bonner gave the Ex-Officios an opportunity to speak.
 - Carl Wicklund (APPA) congratulated the Commissioners on how far the Compact has come and where they are going from here.
 - Judge David Stucki (NCJFCJ) informed the Commissioners that he was very happy to attend the meeting. The NCJFCJ President was unable to attend, and he was asked to represent the organization. The MOU between NCJFCJ and ICJ had recently been completed. He now has a better understanding of the relationship that NCJFCJ has had with the former national association (AJCA) and the building of the new Compact. Judge Stucki stated that he was open for suggestions on how to make Ohio better.
 - Chief Steve White (IACP) thanked the Commission for allowing him to be at the meeting and offered support from Police Chiefs across the country.
 - Bill Gilliam (ICAOS) said that even though the rules of the adult processes and juvenile processes are different, they are both critical to the goals of the Compacts, and offered the support and assistance from the Adult Compact if needed.
 - Fred White (AJCA) thanked the Commission for a seat as an Ex-Officio, and said that working together to help juveniles is the common goal by the parties represented.
 - Steve Jett (NJDA) recognized the importance of the detention of juveniles, and invited the Commission to the NJDA conference in San Antonio, Texas during October 2010.
 - Mary McGhee (NVCAN) thanked the Commission for allowing her to work as a liaison.
 - Maureen Blaha (NRS) thanked the Commission for the opportunity to serve as an Ex-Officio and offered the support of the National Runaway Switchboard.

Committee Reports

Compliance Committee - Summer Foxworth (CO), Chair

- Summer Foxworth (CO) introduced the ICJ Compliance Policy: Compliance Enforcement - Investigating Allegations of Non-Compliance (Draft Policy 1 – 2009) which deals with investigating issues of noncompliance.

- Cheryl Sullivan-Colglazier (WA) asked if the committee had a discussion about if a state has the opportunity to regain the funding spent if found in compliance.
 - Rick Masters said the prevailing party is reimbursed for incurred expenses.
 - **Michael Lacy (WV) made a motion to accept the ICJ Compliance Policy: Investigating Allegations of Non-Compliance, seconded by Philip Cox (OR). Motion passed.**
- Summer Foxworth (CO) introduced the ICJ Compliance Policy: Compliance Enforcement - Investigation Process (Draft Policy 2 – 2009) which provides the process for the first policy (1-2009).
 - Felix Mickens (NJ) asked if some language should be put in the ICJ Compliance Policy: Compliance Enforcement – Investigation Process (Draft Policy 2-2009) to state that former/current commissioners from the states involved should not be able to work on the case.
 - Summer Foxworth said that no one related to the state under investigation will be allowed to work on the case.
 - F. Mickens (NJ) made a recommendation that the language be changed.
 - S. Foxworth suggested adopting the policy as is and placing the issue in old business.
 - Patrick Pendergast (AL) asked if reimbursement rates would be updated annually. Summer Foxworth said that the matter can be discussed at a later time.
 - **Shelley Hagan (WI) made a motion to accept ICJ Compliance Policy: Compliance Enforcement – Investigation Process, seconded by Mike Branham (AZ). Motion passed.**
- **Mike Branham (AZ) made a motion to accept the ICJ Administrative Policy: Guidelines for Resolving Compliance Issues (Draft Policy 3-2009), seconded by Felix Mickens (NJ). Motion passed.**
 - Sharon Harrigfeld (ID) asked about timelines concerning the ICJ Administrative Policy: Guidelines for Resolving Compliance Issues policy.
 - Rick Masters responded that some issues might have more immediate needs than others might. The states will know more of a timeline once an investigation has begun. Also, timelines do not give room for ad hoc recommendations.

Finance Committee - Lisa Bjergaard (ND), Chair

- Lisa Bjergaard (ND) gave an overview of the amended FY 2010 and FY 2011 budgets. Executive Director Lippert emphasized the importance of establishing a reserve fund in the budget.
 - Executive Director Lippert explained the FY 2010 and FY 2011 budget sheet.
 - **Lisa Bjergaard (ND) made a motion to accept the amended budget for FY 2010, seconded by S. Foxworth (CO). Motion passed.**
 - Executive Director Lippert said if the Commission comes in under budget, the extra funds would be placed into reserves.

- **Lisa Bjergaard (ND) made a motion to accept the budget for FY 2011, seconded by Susan Morris (OK). Motion passed.**

Information and Technology Committee - *Ray Wahl (UT), Chair*

- Ray Wahl (UT) presented the Information and Technology Committee report. Mr. Wahl advised the Commission that the IT Committee met with Appriss, the company that built the ICAOS national case transfer system. The IT Committee recommended to, and was subsequently accepted by the Executive Committee, for Appriss to present a proposal for developing the functional requirements of the program.
- Ray Wahl (UT) updated the Commission on the development of the ICJ website. ICJ's website is being developed using resources from ICAOS. As a result, the Commission will recognize a significant cost savings.
- **Ray Wahl (UT) made a motion to accept the IT Committee report, seconded by Terry Clark (PA). Motion passed.**

Executive Director Search - *Ray Wahl, UT*

- Ray Wahl (UT) stated that out of five or six qualified candidates, Ashley Lippert was chosen to be the ICJ Executive Director. She previously held the position of ICAOS Assistant Director.
- Chair Bonner (TX), Terry Clark (PA), Judy Miller (AR), Dennis Casarona (KS), and Ray Wahl (UT) served on the search committee.

Training, Education, and Public Relations Committee - *Dawne Gannon, SC (reporting for Jean Hall (FL) Chair)*

- Dawne Gannon (SC) presented the Training, Education, and Public Relations Committee report in Jean Hall's absence. The Committee developed: a banner, seal, new motto, and newsletters in addition to training materials for Commissioners, line staff and State Councils.
 - **Motion to accept the Training, Education, and PR Committee report was made by Dawne Gannon, seconded by Traci Marchand (NC). Motion passed.**
 - Judge Stucki (NCJFCJ) mentioned that he would like to collaborate with the Commission. He informed the Commission that NCJFCJ had trainings in March (Las Vegas) and in July (San Diego).

Legal Counsel Report - *Rick Masters*

- **Mike Branham (AZ) made a motion to approve the orders of the day, seconded by Susan Morris (OK). Motion passed.**
- Rick Masters presented a Transition Rule for the Commission's consideration. This would extend the Transition Rule for an additional twelve months.
 - Rick Masters stated the Transition Rule should be declared as an emergency rule due to the fact that it was not in the rules packet previously distributed.
 - **Gary Hartman (WY) made a motion that the Commission adopt the Emergency Rule seconded by Mike Branham (AZ). Motion passed.**

- Summer Foxworth (CO) made a motion to accept the Transition Rule, seconded by Dale Dodd (NM). Motion passed.
- Ray Wahl (UT) made a motion to go into Executive Session to discuss the conflict between Oklahoma and Texas seconded by Mike Lacy (WV). Motion passed.
 - The Commission went in to Executive Session.
- Susan Morris (OK) made a motion to come out of Executive Session, seconded by Paul Gibson (KY). Motion passed.

Working Lunch - Idaho State Council Presentation

- Members of Idaho's State Council made a presentation on developing and maintaining a state council.

Regional Reports - Terry Clark (PA), Regional Representative Chair, Eastern Regional Representative

- Terry Clark (PA) emphasized that one of the overall goals of the regions was to provide support to Compact states that are still trying to set up State Councils.
- Other goals are for the reps to know the status of non-signatory states and stay updated on Commissioner appointments with the member states.

East Region - Terry Clark, PA

- Terry Clark (PA) discussed objectives of regional representatives:
 - To assist the Commission with getting feedback, concerns, and changes for the Mission and Vision Statements.
 - To serve as a link between member states and the Commission.
- Mr. Clark (PA) stated that within the Eastern Region, PA is the only state with a running State Council.
- Massachusetts will have a conflict with rules co-mingling offenders and juveniles.
- Maine has language that combines their Juvenile and Adult Councils.

South Region - Judy Miller, AR, Regional Representative

- Judy Miller (AR) said that every Compact state in this region, except for Florida, was in attendance as well as non-signatory state Georgia and the District of Columbia.
- Six states in the Southern Region have running State Councils.
- There have been issues of transporting high-risk offenders and sex offender registration.
- Region suggested that public hearings be held at a time when the people it concerns most will be able to attend.

Midwest Region - Mike Reddish, NE, Regional Representative

- Lisa Bjergaard (ND) stepped down as Midwest Region Chair, and Mike Reddish of NE was elected to take over the position.

- Four states within the region, Indiana, Iowa, Minnesota, and Ohio, are not members of the Compact.
- Three states within the region, Kansas, Nebraska, and North Dakota, have running State Councils.
- Mike Reddish (NE) said combining the Adult and Juvenile Councils was discussed, but a consensus to keep them separate was made.

West Region - Dale Dodd, NM, Regional Representative

- As of January 1, 2010, California officially will be in the Compact, making every state in the region a member of the Compact.
- Hawaii, Alaska, and Oregon joined the Commission in 2009.
- Idaho, Hawaii, Montana, Washington and Oregon all have State Councils. Other states are in various stages of development.
- The region recommended creating an ad hoc committee to address sex offenders and problems with their movement.
- Dale Dodd (NM) said that ICPC had issues with clients doing out-of-state treatment.
- The region was concerned with TSA travel issues. New Mexico officials have found that their state-issued IDs do not meet Federal travel requirements. The Commission discussed this matter.

Mission, Vision, and Values Statements and Strategic Plan

- Chair Bonner presented the Mission, Vision, and Values Statements and Strategic Plan developed by the Executive Committee.
 - **Summer Foxworth (CO) made a motion to accept the Mission, Vision, and Values Statements, seconded by Nancy Allard (SD). Motion passed.**
 - Mike Lacy (WV) questioned the last sentence in the Mission Statement. He believed the word “delinquent” may be too limited.
 - **Mike Lacy (WV) made a motion to add “and adjudicated status offenders” to the last sentence, seconded by Paul Gibson (KY). Motion passed.**
 - Wendell Kikuchi (HI) said that some states do not recognize status offenders as juveniles.
 - Steve Gibson (MT) said that this would be a compliance issue because the state can adjudicate their status offenders.
- **Julie Hawkins (MO) made a motion to amend the language to say “juveniles subject to the Compact,” seconded by Mike Reddish (NE). Motion passed.**
- **Susan Morris (OK) made a motion to accept the Strategic Plan, seconded by Summer Foxworth (CO). Motion passed.**

Standing Committee Reports

Bylaw Amendments

- Chair Bonner presented the proposed By-law amendments to the Commission.

- **Mark Boger (ME) made a motion to accept the proposed By-law amendments, seconded by Dale Dodd (NM). Motion passed.**

Rules – Adoption and Review - *Gary Hartman (WY), Chair*

- Gary Hartman (WY) gave an overview of the work conducted by the Rules Committee over the past year. The Rules Committee split into groups to draft various sections of the rules before coming back together to make cohesive decisions. Once completed, states were given 30 days to make comments.
 - Based on those comments, some rules were modified. The Committee did not agree on every rule.
- Gary Hartman (WY) said the goals of the Rules Committee were to make sure that due process requirements were met and the juveniles being transported as well as the public were safe.
- Rick Masters informed the Commission that 39 states were eligible to vote. 20 states were needed for a quorum, and 26 states needed for a 2/3 vote.
- The Commission began the approval process by taking the Definitions one at a time.
- **Dawne Gannon (SC) made a motion to add “demanding state” to the definitions, seconded by Billie Greer (IL). Motion passed.**
- **Gary Hartman (WY) made a motion to accept the first page of the definitions, seconded by N. Allard (SD). Motion passed.**
- **Cheryl Sullivan-Colglazier (WA) made a motion to add “due process” to the definitions, seconded by Joe Clifford (RI). Motion failed.**
- **Billie Greer (IL) made motion to add “designee” to the Definitions, seconded by Felix Mickens (NJ).**
 - Rick Masters said to put the amendment into old business.
- **Gary Hartman (WY) made motion to accept the second page of the Definitions as amended (with demanding state added), seconded by Julie Hawkins (MO). Motion passed.**
- **Mike Reddish (NE) made a motion to change the language of “detainer” to include “or other legal authority,” seconded by S. Foxworth (CO). Motion passed.**
- **Mike Reddish (NE) made a motion to change the language of “detention order” to include “or other legal authority,” seconded by S. Foxworth (CO). Motion failed.**
- **Motion to make the definition of “home evaluation” less broad was made by Philip Cox (OR), seconded by Susan Morris (OK). Motion removed in order for the suggestion by Cheryl Sullivan-Colglazier (WA) to combine the definitions of “home evaluation” and “investigation.”**
- **Cheryl Sullivan-Colglazier (WA) made motion to combine and use the definitions of “home evaluation” and “investigation” interchangeably, seconded by Julie Hawkins (MO). Motion failed.**
 - Shelley Hagan (WI) made a friendly amendment to put “please refer to definition of investigation” as the definition of “home evaluation.” Cheryl Sullivan-Colglazier (WA) and Julie Hawkins (MO) agreed.

- **Motion to make the definition “home evaluation/investigation” and include the definition of investigation made by Mike Lacy (WV), seconded by S. Foxworth (CO). Definition of home evaluation/investigation accepted.**
- Billie Greer (IL) made a motion to change language in “home evaluation/investigation” to include “a legal and social evaluation and subsequent report of findings,” seconded by Paul Gibson (KY). Motion passed.
- Steve Gibson (MT) made a motion to take “of a sexual nature” out of the definition of “juvenile sex offender,” seconded by Philip Cox (OR). Motion failed.
- Cheryl Sullivan-Colglazier (WA) made a motion that “person” should be added after guardian to make the definition of “residence” similar to “runaway,” seconded by Shelley Hagan (WI). Motion passed.
- Sharon Harrigfeld (ID) made a motion to change the definition of “petition” to read “a document filed with the court charging a juvenile with a commission of a criminal or status offense,” seconded by Summer Foxworth (CO). Motion failed.
 - Mike Lacy (WV) made friendly amendment to add “a legal document filed with the court charging a juvenile with the commission of a delinquency or status offense”; Sharon Harrigfeld (ID) and Summer Foxworth (CO) agreed.
 - Rick Masters said there was a reason for the language.
- **Mike Branham (AZ) made a motion to accept all of the definitions, seconded by Joe Clifford (RI). Motion passed.**
- Gary Hartman (WY) made a motion to adopt Rule 2-101: Dues Formula, seconded by Nancy Allard (SD). Motion passed.
- Gary Hartman (WY) said that Rule 3-101 would be saved for later in order to go through approved forms and optional forms.
- **Motion to adopt Rule 4-101: Processing Transfers made by Mike Branham (AZ), seconded by Felix Mickens (NJ). Rule 4-101: Processing Transfers accepted.**
- Mike Lacy (WV) noted that the amount of days listed in Rule 4-102: Sending and Receiving Referrals varies.
 - Gary Hartman said the variation in the amount of days was done on purpose.
- **Steve Gibson (MT) made a motion to strike the language in Rule 4-102 (Sub 3) concerning sending and receiving referrals but keep A and B, seconded by Michele Huntley (DE). Motion passed.**
- Mark Boger (ME) stated that “parole” was not listed in the definitions.
- **Pat Pendergast (AL) made a motion to add “aftercare” to definitions seconded by Mark Boger (ME). Motion passed.**
 - Joe Clifford (RI) said the state does not have aftercare.
 - Pat Pendergast (AL) said that the terms “aftercare” and “parole” are used interchangeably.
 - Billie Greer (IL) stated in IL, aftercare and parole are two different things.
- Paul Gibson (KY) said that while the language indicates that information be sent in duplicate form, some states have been scanning forms in.

- **Joe Clifford (RI) made a motion to change Rule 4-102 (Sub 3) concerning sending and receiving referrals from “5 working days” to “10 working days” seconded by Philip Cox (OR). Motion failed.**
- **Gary Hartman (WY) made a motion to adopt Rule 4-102: Sending and Receiving Referrals, seconded by Mike Lacy (WV). Motion passed.**
- Fred White (AJCA) questioned what was considered an emergency in Rule 4-103: Transfer of Supervision Procedures.
 - Rick Masters said that Webster’s Dictionary’s definition of “emergency” will be what the Commission goes by.
- **Mike Branham (AZ) made a motion to adopt Rule 4-103: Transfer of Supervision Procedures, seconded by Billie Greer (IL). Motion passed.**
- **Cheryl Sullivan-Colglazier (WA) made a motion to strike Rule 4-104 (Sub 6) concerning cooperative supervision/services requirements, seconded by Julie Hawkins (MO). Motion failed.**
- Paul Gibson (KY) said that if a juvenile is moving into a neighborhood close to a school, the sending state needs to know in order not to have a probation violation.
- **Mark Boger (ME) made a motion to add “treatment services provided by court or paroling authority” to Rule 4-104 (Sub 4) concerning cooperative supervision/service requirements, seconded by Summer Foxworth (CO). Motion passed.**
- **D. Laity (NV) made a motion to change age to 21 in Rule 4-104 (Sub 5) concerning cooperative supervision/service requirements, seconded by Philip Cox (OR). Motion failed.**
- Michele Huntley (DE) made a motion to amend Rule 4-104 (Sub 8) concerning cooperative supervision/services requirements to include “cases remaining open strictly for restitution may be closed if both states agree”, seconded by Summer Foxworth (CO).
- After discussion, Michele Huntley (DE) withdrew her motion. Summer Foxworth (CO) agreed.
- **Judy Miller (AR) made a motion to look at Rule 4-104 (Sub 8): Cooperative Supervision/Services Requirements at a later time seconded by Mike Reddish (NE). Motion passed.**
- **Judy Miller (AR) made a motion to delete Rule 4-104 (Sub 9) concerning cooperative supervision/services requirements, seconded by Paul Gibson (KY). Motion passed.**
- **Pat Pendergast (AL) made a motion to adopt amended Rule 4-104: Cooperative Supervision/Services Requirements with the exception of Sub 8 seconded by Judy Miller (AR). Motion passed.**
- Judy Miller (AR) asked what type of correspondence was asked for in Rule 4-105 (Sub 2): Communication Requirements Between States. Rick Masters said that written correspondence was needed.
- **Sherry Jones (MD) made a motion to strike Rule 4-105 (Sub 2): Communication Requirements Between States seconded by Summer Foxworth (CO). Motion failed.**

- Billie Greer (IL) noted that if we are taken out of the loop, states can make any decision they want.
- **Gary Hartman made a motion to adopt Rule 4-105: Communication Requirements Between States, seconded by Mike Branham (AZ). Motion passed.**
- **Cheryl Sullivan-Colglazier (WA) made a motion to remove Rule 4-106 (Sub 1): Closure of Cases and replace with language currently being used, seconded by Summer Foxworth (CO). Motion passed.**
- **Joe Clifford (RI) made a motion to add “within five working days” to Rule 4-106 (Sub 3) concerning the closure of cases, seconded by Dennis Casarona (KS). Motion passed.**
- **Mike Branham (AZ) made a motion to adopt Rule 4-106: Closure of Cases seconded by Paul Gibson (KY). Motion passed.**
- **Gary Hartman (WY) made a motion to adopt Rule 4-107: Victim Notification, seconded by Mike Lacy (WV). Motion passed.**

The Commission recessed for the day.

12/03/2009

Call to Order

Chair Bonner (TX) called the meeting to order at 8:30 am MST.

Standing Committee Reports continued

Rules Committee - *Gary Hartman (WY), Chair*

- **Julie Hawkins (MO) made a motion to amend Rule 5-101 (Sub 4): Authority to Accept/Deny Supervision, seconded by Summer Foxworth (CO). Motion failed.**
 - Julie Hawkins (MO) questioned where the juveniles would be placed if parents were denied right to them.
 - Cheryl Sullivan Colglazier (WA) supported the amendment but believed that states needed to collaborate.
 - Billie Greer (IL) has past experiences that have shown that sometimes a parent is unable to handle the juvenile, but the juvenile still needs to be given the opportunity to strive.
- **Julie Hawkins (MO) made a motion to reconsider vote to amend Rule 5-101 (Sub 4): Authority to Accept/Deny Supervision, seconded by Summer Foxworth (CO). Motion failed.**
- **Julie Hawkins (MO) made a motion to amend Rule 5-101 (Sub 5): Authority to Accept/Deny Supervision, seconded by Summer Foxworth (CO). Motion passed.**
- **Gary Hartman (WY) made a motion to adopt amended Rule 5-101: Authority to Accept/Deny Supervision, seconded by Mike Branham (AZ). Motion passed.**
- **Mike Reddish (NE) made a motion to change Rule 5-102 (Sub 1 and 2a): Travel Permits back to 45 days, seconded by Sherry Jones (MD). Motion failed.**

- **Gary Hartman made a motion to adopt Rule 5-102: Travel Permits, seconded by Billie Greer (IL). Motion passed.**
- **Mike Branham (AZ) made a motion to adopt Rule 6-101: Release of Non-Delinquent Juveniles To Parent or Legal Guardian, seconded by Paul Gibson (KY). Motion passed.**
 - Billie Greer (IL) stated that sometimes a child runs from an unsafe home environment, She asked if we were not putting the child back in danger if we put them back in those homes.
- **Judy Miller (AR) made a motion to amend Rule 6-102 (Sub 4): Voluntary Return of Out-of-State Juveniles to say “will” instead of “may,” seconded by Summer Foxworth (CO). Motion passed.**
- Judy Miller asked if actual form names instead of form numbers should be used in Rule 6-102 (Sub 7): Voluntary Return of Out-of-State Juveniles. Rick Masters said that needed to be treated as an editorial change.
- **Mike Branham (AZ) made a motion to adopt amended Rule 6-102: Voluntary Return of Out-of-State Juveniles, seconded by Nancy Allard (SD). Motion passed.**
- **Letta Porter Jones (VA) made a motion to take out the last sentence in Rule 6-103 (Sub 1): Non-Voluntary Return of Out-of-State, seconded by Philip Cox (OR). Motion passed.**
- **Philip Cox (OR) made a motion to clarify length of time in Rule 6-103 (Sub 1): Non-Voluntary Return of Out-of-State Juveniles, seconded by Mark Boger (ME). Motion passed.**
- **Judy Miller (AR) made motion to change three copies back to two copies in Rule 6-103 (Sub 4): Non-Voluntary Return of Out-of-State Juveniles, seconded by S. Harrigfeld (ID). Motion passed.**
 - Billie Greer (IL) noted there are instances in which no custody agreement would be available because parents are not divorced.
- **Summer Foxworth (CO) made a motion to strike last sentence from Rule 6-103 (Sub 2): Non-Voluntary Return of Out-of-State Juveniles, seconded by Traci Marchand (NC). Motion passed.**
 - Summer Foxworth believed that three months was a sufficient amount of time.
- **Gary Hartman (WY) made a motion to adopt amended Rule 6-103: Non-Voluntary Return of Out-of-State Juveniles, seconded by Billie Greer (IL). Motion passed.**
- **Mike Branham (AZ) made a motion to adopt Rule 6-104: Return of Juveniles Whose ICJ Placement Has Failed, seconded by Mike Reddish (NE). Motion passed.**
- **Mike Branham (AZ) made a motion to adopt Rule 6-105: Financial Responsibility, seconded by Paul Gibson (KY). Motion passed.**
- **Gary Hartman (WY) made a motion to adopt Rule 6-106: Public Safety, seconded by Mike Lacy (WV). Motion passed.**

- **Mike Branham (AZ) made a motion to adopt Rule 6-107: Charges Pending in Holding/Receiving State, seconded by Mike Lacy (WV).** Motion passed.
- **Dawne Gannon (SC) made a motion to place “local” in front of “law enforcement agency” in Rule 6-108 (Sub 1) concerning warrants, seconded by Billie Greer (IL).** Motion passed.
- **Wendell Kikuchi (HI) made a motion to change the language to reflect “make all warrants under ICJ jurisdiction” in Rule 6-108 (Sub 1) concerning warrants, seconded by Sherry Jones.** Motion passed.
- **Gary Hartman (WY) made a motion to adopt amended Rule 6-108: Warrants, seconded by D. Dodd (NM).** Motion passed.
- **Mike Branham (AZ) made a motion to adopt Rule 6-109: Custodial Detention, seconded by Felix Mickens (NJ).** Motion passed.
- **Felix Mickens (NJ) noted that in regards to Rule 6-110 (Sub 3): Transportation, states should not have the right to hold unsafe personal property.**
- **Dawne Gannon (SC) made a motion to add “approved carrier by COD” to Rule 6-110 (Sub 4): Transportation seconded by Billie Greer (IL).** Motion passed.
 - Joe Clifford (RI) noted that if the family is unable to pay for the items, the state will end up with them.
- **Mike Reddish made a motion to add “if available” after “picture ID card” to Rule 6-110 (Sub 5): Transportation, seconded by Billie Greer (IL).** Motion passed.
 - Summer Foxworth (CO) said the state was asking detention centers to issue IDs to juveniles and asked if it would meet TSA standards.
 - Mike Branham (AZ) stated that TSA was about to have new travel regulations.
- **Mike Branham (AZ) made a motion to adopt amended Rule 6-110: Transportation, seconded by Paul Gibson (KY).** Motion passed.
- **Gary Hartman (WY) made a motion to adopt Rule 6-111: Airport Supervision, seconded by D. Dodd (NM).** Motion passed.
- **Gary Hartman (WY) made a motion to adopt Rule 6-112: Provision of Emergency Services, seconded by Cheryl Sullivan-Colglazier (WA).** Motion passed.
- **Gary Hartman (WY) made a motion to adopt Rule 7-101: Adoption of Rules and Amendments, seconded by Terry Clark (PA).** Motion passed.
- **Gary Hartman (WY) made a motion to adopt Rule 8-101 (Section 1): Informal Communication to Resolve Disputes or Controversies and Obtain Interpretation of the Rules, seconded by Mike Lacy (WV).** Motion passed.
- **Mike Branham made a motion to adopt Rule 8-101 (Section 2): Informal Communication to Resolve Disputes or Controversies and Obtain Interpretation of the Rules, seconded by Mike Lacy (WV).** Motion passed.
- **Gary Hartman (WY) made a motion to adopt Rule 8-101 (Section 3): Informal Communication to Resolve Disputes or Controversies and Obtain Interpretation of the Rules, seconded by P. Pendergast (AL).** Motion passed.

- **Gary Hartman (WY) made a motion to adopt Rule 8-102 (Section 1): Formal Resolution of Disputes and Controversies, seconded by Mike Lacy (WV).** Motion passed.
- **Mike Branham (AZ) made a motion to adopt Rule 8-102 (Section 2): Formal Resolution of Disputes and Controversies, seconded by Billie Greer (IL).** Motion passed.
- **Ray Wahl (UT) made a motion to add language that the Commission seek minimum level of penalties to ensure the defaulting state's performance under heading of Rule 8-103 (Section 3): Enforcement Actions Against a Defaulting State, seconded by Cheryl Sullivan-Colglazier (WA).** Motion passed.
 - Rick Masters warned that states could argue that proper actions were not taken.
- **Gary Hartman (WY) made a motion to adopt amended Rule 8-103: Enforcement Actions Against a Defaulting State, seconded by Nancy Allard (SD).** Motion passed.
- **Sharon Harrigfeld (ID) made a motion to amend language in Rule 8-104: Judicial Enforcement to clarify the courts where legal action can be initiated, seconded by S. Morris (OK).** Motion passed.
- **Gary Hartman (WY) made a motion to adopt amended Rule 8-104: Judicial Enforcement, seconded by T. Clark (PA).** Motion passed.
- **Gary Hartman (WY) made a motion to adopt Rule 8-105 (Section 1): Dissolution and Withdrawal, seconded by Mike Lacy (WV).** Motion passed.
- **Gary Hartman (WY) made a motion to adopt Rule 8-105 (Section 2): Dissolution and Withdrawal seconded by Pat Pendergast (AL).** Motion passed.
- **Gary Hartman (WY) made a motion to accept Form I: Requisition for a Runaway Juvenile seconded by Mike Lacy (WV).** Motion failed.
 - Billie Greer (IL) asked if the forms can be called by name instead of by form numbers.
- **Summer Foxworth made a motion to continue to use the current Form I: Requisition for a Runaway Juvenile, seconded by Judy Miller (AR).** Motion passed.
- **Ray Wahl made a motion to send the forms back to the Rules Committee for modification, seconded by Summer Foxworth (CO).** Motion passed.
- Chair Bonner (TX) declared that the forms will be sent back to the Rules Committee for further development.
 - It was the consensus that the current ICJ forms would be used this year, changing out the references to the old compact and AJCA to the new compact and the Commission as soon as possible.
- **Mike Branham made a motion that the Rules Committee develop a rule involving subsequent revisions to the forms seconded by Billie Greer (IL).** Motion passed.
- Rick Masters said that the effective date for the rules should be no earlier than January 1, 2010, and staff training should be considered.
- **Gary Hartman (WY) made a motion that rules be adopted January 1, 2010, seconded by Billie Greer (IL).**

- Summer Foxworth (CO) said that her state would be out of compliance; Cheryl Sullivan-Colglazier (WA) and Sherry Bolden-Rivers (TN) shared her sentiments.
- Susan Morris (OK) made a friendly amendment to move the deadline from the January 1, 2010 to March 1, 2010. Amendment accepted.

Election of Officers (*Terry Clark, PA*)

Terry Clark (PA) presented the slate of candidates for Officer Elections.

- Chair
 - Donna Bonner (TX) ran uncontested for position of Chair. Donna Bonner (TX) was re-elected Chair and accepted.
- Vice Chair
 - Ray Wahl – UT
 - Tracy Marchand – NC
 - Tracy Marchand took herself off the ballot.
 - Michael Branham – AZ
 - Michael Branham took himself off the ballot.
 - Ray Wahl (UT) was re-elected Vice Chair and accepted.
- Dennis Casarona (KS) ran uncontested for position of Treasurer. Dennis Casarona was re-elected Treasurer and accepted.
- Judge Vehlow of Idaho conducted the Oaths of Office.

Meeting Summary and Next Steps

Old Business

- **Billie Greer (IL)** made a motion to accept proposed amendment to Rule 1-101 definition of “designee,” seconded by Paul Gibson (KY). Motion passed.
- **Summer Foxworth (CO)** made a motion to accept proposed amendment to Rule 4-104 (Sub 8): Cooperative Supervision/Services Requirement, seconded by Sherry Jones (MD). Motion passed.
- **Felix Mickens (NJ)** made a motion to amend the ICJ Compliance Policy: Compliance Enforcement – Investigation Process (Draft Policy 2-2009) to include language that a former/current Commissioner from the states involved will not be able to work on the case, seconded by Summer Foxworth (CO). Motion passed.
- **Mark Boger (ME)** made a motion to refer Rule 6-104: Return of Juveniles Whose ICJ Placement Has Failed to the Rules Committee to clarify probable cause hearing requirements, seconded by Cheryl Sullivan-Colglazier (WA). Motion passed.

New Business

- Cheryl Sullivan-Colglazier (WA) informed the Commission that Washington will not accept adult parolees from Arkansas due to the fact that four Washington police officers were killed by an Arkansas offender.
- Wendell Kikuchi (HI) said Hawaii does not have statutes that require law enforcement agencies to include warrants.
- Sherry Jones (MD) informed the Commission that Maryland adopted the Adam Walsh Act.
- Chair Bonner allowed for public comment.

Closing Comments - Ashley Lippert

- Executive Director Lippert congratulated the Commission on its accomplishments.
- Executive Director Lippert said that possible locations for the 2010 Annual Business Meeting were San Antonio, Phoenix, and Orlando.

Final Adjournment

Mike Lacy (WV) made a motion to adjourn the meeting, seconded by Sherry Jones (MD). The meeting was adjourned.