

INTERSTATE COMMISSION FOR JUVENILES



East Region Meeting

Minutes

November 27, 2018, 10:00 a.m. ET

WebEx

Commissioners/Designees in Attendance:

1. Becki Moore (MA), East Region Representative
2. Tasha Hunt (CT), Commissioner
3. Melanie Grimes (DE), Commissioner
4. Roy Curtis (ME), Designee
5. Pam Leonard (NH), Commissioner
6. Francesco Bianco (NY), Designee
7. Wendy Lautsbaugh (PA), Commissioner
8. JoAnn Niksa (RI), Designee
9. Eavey-Monique James (VI), Commissioner

Voting Members Not in Attendance:

1. Kevin Brown (NJ), Commissioner
2. Patricia Casanova (VT), Designee

Other Compact Office State in Attendance:

1. Jason Criscio (CT)
2. Donna Reed (MA)
3. Caitlyn Bickford (NH)
4. Candice Alfonso (NJ)
5. Kelly Palmateer (NY)
6. Kathy Griffin (NY)
7. Amanda Behe (PA)
8. Natalie Primak (PA)

National Office Staff in Attendance:

1. MaryLee Underwood, Executive Director
2. Emma Goode, Administrative and Training Specialist
3. Leslie Anderson, Logistics and Administrative Coordinator
4. Jenny Adkins, Operations and Policy Specialist

Call to Order

Representative B. Moore (MA) called the meeting to order at 11:03 a.m. ET.

Roll Call

Executive Director Underwood called the roll and quorum was established.

Agenda

E. James (USVI) made a motion to approve the agenda. M. Grimes (DE) seconded. The motion carried.

Minutes

- **J. Niksa (RI) made a motion to approve the October 25, 2018 meeting minutes. P. Leonard (NH) seconded. The motion carried.**

Discussion

2019 Rule Amendments Proposals

- Representative B. Moore (MA) requested that K. Palmateer (NY) summarize the recommended rule proposals from NY.

RULES 4-102 and 4-103

- K. Palmateer (NY) discussed a proposed amendment to Rule 4-102, Sending and Receiving Referrals. When referral packets are sent prior to the transfer acceptance to the receiving state, packets are sometimes sent without sufficient information about the juvenile, conditions, expectations, etc. The rule amendment proposals would require “reporting instructions” as well as “case updates” to be sent with all transfer requests to the receiving state adequately reflecting the most recent progress and conditions for juveniles that have been under supervision for more than 30 days.
- Region members discussed the utilization of an edit to an existing Form IV, cover letter or Quarterly Report Form or possibly creating a new form that allows for a brief summary of supervision to be included in the packet.
- **J. Niksa (RI) made a motion to support the rule proposal to change the language to Rule 4-102 as presented. F. Bianco, Jr. (NY) seconded. W. Lautsbaugh (PA) abstained. The motion carried.**
- Representative Moore requested K. Palmateer (NY) provide a brief summary on the two proposed amendments to Rule 4-103, Transfer of Supervision for Juvenile Sex Offenders.
- K. Palmateer (NY) proposed a change in language that would require a receiving state to issue reporting instructions to any juvenile who is being provided with a travel permit, testing a proposed residence in the receiving state. Currently the Rule allows for the receiving state to issue reporting instructions but is not a requirement. The current travel permit rule requires notification to the sending state that a juvenile is being sent to a proposed residence, but the receiving state is not required to meet with them or take any action on that, the sending state just follows up on the transfer request. This allows the juvenile to be relocated to a different state, sometimes up to 75 days, without any kind of direct supervision or contact in the receiving state. To eliminate that, it is proposed to have the receiving state provide reporting instructions to the juvenile and have some kind of direct contact before formally accepting the case.
- Region members discussed concerns about the liability and responsibility this would place on the receiving state and sending state. Specifically, the receiving state whom may not have any knowledge of a juvenile being transferred to them until sometime later.
- **F. Bianco, Jr. (NY) made a motion to support the rule proposal to change the language to Rule 4-103 as shown. B. Moore (MA) seconded. The motion carried.**

RULE 8-101

- K. Palmateer (NY) reviewed why the proposals were not accepted in the last Rules Proposal year. The issue surrounding Rule 8-101 Travel Permits was concern for the liability being on the receiving state before supervision is accepted but, the language in the proposed rule includes language to include that the liability would still remain on the sending state until the case is officially accepted by the receiving state. There were also concerns about the juveniles not completing the transfer process and going and pursuing the residence in the receiving state. According to JIDS data, 74% of these cases are following through with a transfer referral.
- Region members discussed the liability of states due to lengthy periods of time a juvenile would be left unsupervised for extended periods of time. They are free to act again and possibly make contact with the victim while not under supervision.
- **F. Bianco (NY) made a motion to approve the proposed amendment to Rule 8-101 as amended. M. Grimes (DE) seconded. W. Lautsbaugh (PA) abstained. The motion carried.**

Rule 4-104

- Representative B. Moore (MA) discussed a proposed amendment from VT to Rule 4-104, regarding eligibility and transfer to add language stating that the parent/legal guardian/caregiver had to agree to participate in the home evaluation process and that the parent/legal guardian needed to have the ability to care for the juvenile, i.e. not be incarcerated, living in senior housing, etc. Also, the proposal would require that, if there was still a parent residing in the sending state, that it may be considered a reason for denial.
- Region members focused on the notation for added language to Rule 4-104 under Authority to Accept/Deny Supervision. There was also discussion regarding liability and responsibility of the receiving state and when there are cases that circumstances that may dictate otherwise.
- **J. Niksa (RI) made a motion to approve the proposed amendment to Rule 4-104 as shown. P. Leonard (NH) seconded. The motion carried.**

State Updates

Due to time limitations, no State Updates were reported.

Old Business

There was no old business to discuss.

New Business

- . There was no old business to discuss.

Adjourn

Representative B. Moore (MA) adjourned the meeting by acclamation at 11:21 a.m. ET.