

INTERSTATE COMMISSION FOR JUVENILES



Midwest Region Meeting

Minutes

February 6, 2020

2:00 p.m. ET

WebEx

Commissioners in Attendance:

1. Charles Frieberg (SD), Representative
2. Tomiko Frierson (IL), Commissioner
3. Mary Kay Hudson (IN), Commissioner
4. Kellianne Torres (IA), Designee
5. Jeff Cowger (KS), Commissioner
6. Roy Yapple (MI), Commissioner
7. Tracy Hudrlik (MN), Commissioner
8. Jacey Rader (NE), Commissioner
9. Jessica Wald (ND), Designee
10. Nate Lawson (OH), Commissioner

Commissioners Not in Attendance:

1. Casey Gerber (WI), Commissioner

Compact Office Staff in Attendance:

1. Nita Wright (IN)
2. April Simmons (IN)
3. Turran Blazier (IN)
4. Matt Billinger (KS)
5. Liz Wilson (KS)
6. Abbie Christian (NE)
7. Cheryl Frost (SD)
8. Joy Swantz (WI)

ICJ Staff in Attendance:

1. Mary Lee Underwood, Executive Director
2. Jennifer Adkins, Operations and Policy Specialist
3. Leslie Anderson, Logistics and Administrative Coordinator

Call to Order

Representative C. Frieberg (SD) called the meeting to order at 2:00 p.m. ET.

Roll Call

Executive Director Underwood called the roll and a quorum was established.

Agenda

**T. Hudrlik (MN) made a motion to approve the agenda as amended.
N. Lawson (OH) seconded. The motion carried.**

Minutes

**R. Yapple (MI) made a motion to approve the minutes from October 31, 2019.
J. Rader (NE) seconded. The motion carried.**

Discussion

o Executive Committee Updates

Representative C. Frieberg (SD) requested Commission Chair J. Rader (NE) to provide the following updates:

- The Executive Committee last met on January 16, 2020 and voted to establish the Commission vice chairperson's duties and responsibilities in the Committee Guidelines Policy include serving as the Commission's ex officio representative to the Interstate Commission on Adult Offender Supervision (ICAOS).
- State updates were discussed to include:
 - Hawaii's Commissioner position remains vacant at this time. Their State Senate has just entered session and an appointment should be forthcoming.
 - New Jersey's Commissioner position remains vacant at this time. A second correspondence shall be mailed to the appointing authority on February 6, 2020 requesting an appointment be made.
 - Louisiana struggled with restoration of their systems after two (2) ransomware attacks on the state system. Information has been received that services to the system have been restored at this time.
- The Committee discussed several Advisory Opinions that were under review due to the rules changes.
 - The Committee discussed Advisory Opinion 03-2018 that addresses two questions. First, the sending/home/demanding state's obligation under ICJ Rule 7-104: Warrants to return a juvenile being held on a warrant, even if the warrant has been withdrawn. After the opinion was issued, the Commission modified Rule 7-104 to address that question. The second question addressed whether state confidentiality laws prohibit entry of warrants issued for juveniles subject to the Compact into NCIC. The opinion still addresses this question. For this reason, the committee voted to amend the Advisory Opinion be to remove the information regarding the first question but retain the information regarding state confidentiality.
 - Also addressed was Advisory Opinion 05-2018 which addresses whether ICJ applies to a juvenile who leaves home with permission from the guardian, but refuses to return when directed by the guardian. After the opinion was issued, the Commission amended the definition of "Runaway" in ICJ Rule 1-101: Definitions. Thus, the opinion is no longer relevant and the committee voted to archive the Advisory Opinion.

- The Compliance Committee had not met since the last Executive Committee meeting. Nonetheless, a work group had met to draft revisions to the Sanctioning Guidelines Policy, which will be presented at the Compliance Committee meeting in March.
- The Legal Counsel is currently drafting Advisory Opinion 01-2020 to address whether a sending state can require the sending state to submit a Form IA/VI when a juvenile makes an interstate move after an ICJ transfer request has been granted.
- The Committee discussed potential locations for the 2021 Annual Business Meeting and approved a first option of Billings, MT with a second option of Renton, WA. Further information will be provided as that process continues.
- Vice Chair C. Smith (TN) has resigned from her position with the TN ICJ Office effective February 7, 2020. Since it is mid-year, the Executive Committee will address the Vice Chair vacancy at its February meeting.
- Commission Chair J. Rader (NE) requested Executive Director Underwood provide an update regarding the Technology Committee and UNITY Teams.
- Executive Director Underwood reported the following updates:
 - Four (4) teams that have been created to work on the UNITY (new data system) project.
 - The Business Analysis Team is focused on developing a solid architecture for this system. The priorities include improved user interface and ensuring the system is browser agnostic. The team met in Covington, KY with Optimum Technology in January to review the first iteration.
 - The Training Team is working on development of plans for training on the new system. They are exploring methods such as Burst Learning & Gamification, which are very modern training strategies.
 - The Reporting Team has just begun to meet.
 - The Testing Team will oversee testing across the country at various points in the development process.
 - The projected Go-Live date for the UNITY system is December 1, 2020. Pre-training will begin prior to the 2020 Annual Business Meeting (ABM). There will also be a focus on UNITY on Training Day at the 2020 ABM. Technical assistance will be provided throughout the rollout.
 - J. Swantz (WI) requested information on methods of conducting training statewide on the UNITY system. She suggested having a possible document that outlines guidelines and potential options to make the roll out process more efficient.
- Executive Director Underwood advised that training documents were being discussed at this time to assist states. She also reported that most of the training itself would be built into the UNITY system itself or via internet-

based training sessions. The training process is still currently under development and more information will be forthcoming as the Training Team continues to meet.

○ **State Updates/Concerns**

○ Illinois

- T. Frierson (IL) reported that Illinois is currently awaiting official appointment letters for two (2) new members to their State Council and will be scheduling their first meeting soon.

○ Indiana

- M. Hudson (IN) reported that Indiana is currently in the process of providing ongoing foundation training and will be presenting a New Rules training at the upcoming Annual Probation Supervision Conference.

○ Michigan

- R. Yapple (MI) reported that Michigan is currently continuing to provide field staff trainings upon request. Their State Council meeting is scheduled for March 4, 2020 and they will be welcoming two (2) new appointees to the council at that time.

○ Nebraska

- J. Rader (NE) reported that Nebraska has a statewide Rules Training scheduled for February 20, 2020 via WebEx. The session will be recorded to assist with new staff in the future. They are also continuing to provide training to judges and county attorneys, specifically two counties with newly appointed county attorneys to ensure they have all the available resources and information needed. They continue to provide field training to probation officers across the state during their staff meetings. A. Christian continues to work and lead the UNITY Business Analysis Team as the move forward with the development of the new data system.

○ South Dakota

- Representative C. Frieberg reported that South Dakota held its State Council meeting January 7, 2020. The council welcomed two (2) new appointees, were provided information regarding the 2019 Annual Business Meeting, information on the Rules Amendments that take effect March 1, 2020, and information on the UNITY system development.

○ Wisconsin

- J. Swantz (WI) and reported that there are currently sixteen (16) counties in the state of Wisconsin that are scheduled for face-to-face Rules Training. The state continues to struggle with creation

of a State Council and has reached out to the National Office for assistance in completing this task.

Old Business

- Representative C. Frieberg (SD) reported that currently four (4) plans had been received at this time. He reminded region members that the ICJ Transition/Succession Plan should be completed and submitted to him no later than February 28, 2020. Members were encouraged to contact Representative C. Frieberg (SD) for any questions, concerns or examples of how the succession plan should be completed.

New Business

- **Standards of Supervision Regarding *Rule 5-101 (1): Supervision/Services Requirements***
 - R. Yapple (MI) requested input from fellow region members regarding their interpretation and procedures regarding *Rule 5-101 (1): Supervision/Service Requirements*. The region held a healthy discussion focusing on providing the same assessment and screening processes as a juvenile under supervision in their own state. They also discussed that often times during their screening and assessment they identify the need for additional services that may not have been ordered by the sending state. In these cases, each region member advised that they would provide those additional services just as they would a juvenile in their state.
 - Representative C. Frieberg (SD) suggested that in some cases a court ordered service may not be available in the receiving state and that the receiving state should notify the sending state immediately to determine possible alternatives.
- **REAL ID**
 - R. Yapple (MI) requested information regarding other states plans in preparation for the TSA Real ID Act that is to go into effect in October 2020.
 - The region discussed the TSA presentation by S. Sanders (TSA) during the 2019 Annual Business Meeting and discussed the flowchart provided by the TSA on acceptable documents and how to proceed.
 - Executive Director Underwood reported that the flowchart from the presentation as well as other information provided by the TSA was available on the ICJ website. She also discussed the addition of a new form being developed in collaboration with the TSA to be included in the UNITY system that can be included in the case file packet.
 - J. Swantz (WI) reported that the state of Wisconsin had already begun rejecting any outdated forms that were submitted. They have also developed a Transfer of Supervision Referral Guide to assist field users in the information they are required to submit. The guide states that a high-quality photo of the juvenile is required to be submitted in the file packet so that it is immediately on hand if needed.

- R. Yapple (MI) thanked the region members for all of their suggestions and asked that if there were any further regarding Rule 5-101 (1) or the Real ID to please email them to him for consideration in the update of Michigan's Probation and Parole Supervision Policies.

Adjourn

Representative Frieberg adjourned the meeting by acclimation at 2:56 p.m. ET.