



## INTERSTATE COMMISSION FOR JUVENILES

### Midwest Region Meeting

#### *Minutes*

June 06, 2018

11:00 a.m. ET

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#### **Regional Commissioners/Designees in Attendance:**

1. Charles Frieberg (SD) Representative
2. Tomiko Frierson (IL) Commissioner
3. Jane Seigel (IN) Commissioner
4. Roy Yaple (MI) Commissioner
5. Tracy Hudrlik (MN) Commissioner
5. Jessica Wald (ND) Designee
6. Jacey Rader (NE) Commissioner
7. Nate Lawson (OH) Commissioner

#### **Regional Commissioners/Designees Not in Attendance:**

1. Mike Rempe (IA) Commissioner
2. Jeff Cowger (KS) Commissioner

#### **Compact Office Staff in Attendance:**

1. Mary Lou Clefisch (IA)
2. Holly Kassube (IL)
3. Nita Wright (IN)
4. Turran Blazier (IN)
5. Liz Wilson (KS)
6. Abbey Christian (NE)
7. Joy Swantz (WI)

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

1. Anne Connor (ID), Commission Chair
2. Angel Jones (IL) Probation
3. Michael Tynkew (MI) Compact Specialist

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

1. MaryLee Underwood, Executive Director
2. Emma Goode, Training and Administrative Specialist
3. Monica Gary, Administrative and Logistics Coordinator

#### **Call to Order**

Representative Frieberg called the meeting to order at 11:00 a.m. ET

#### **Roll Call**

Director Underwood called the roll and a quorum was established.

### Agenda

- **J. Wald (ND) made a motion to approve the agenda. T. Frierson (IL) seconded. The motion passed.**

### Minutes

**T. Hudrlik (MN) made a motion to approve the minutes as amended dated March 13, 2018. N. Lawson (OH) seconded. The motion passed.**

### Discussion

#### Executive Committee Updates

- Director Underwood reported that there have been two ICJ Executive Committee meetings since the last Midwest Region meeting. She gave the following updates:
  - S. Hagan (WI) retired. The Executive Committee elected P. Sprengelmeyer (OR) to fill the vacant ICJ Treasurer position. Wisconsin has not yet appointed a new Commissioner.
  - D. Barrett (ME) has retired as ICJ Finance Committee Chair. J. Cowger (KS) has been appointed to fill the vacancy.
  - Galan Williamson (ME) has been appointed Compact Administrator and Commissioner of Maine. Roy Curtis (ME) was appointed as Deputy Compact Administrator and authorized representative to vote when the Commissioner is not present.
  - P. Leonard (NH) was appointed Commissioner for New Hampshire.
  - T. Casanova (VT) was appointed full-time Designee for Vermont.
  - J. Wald (ND) was appointed as an authorized representative to vote when the commissioner is not present.
  - FY19 Annual Dues invoices have been sent to all states via USPS mail and email.
  - The rules change updates are now reflected in the ICJ Advisory Opinions and the ICJ Bench Book. The National Office is tracking distribution of the Bench Book and requested that states submit relevant information.
  - The ICJ/ICPC “Best Practice Guide for Dual Jurisdiction” is on the ICJ website and is being redistributed because there appears to be a recent increase in related requests for assistance.
  - There are several new resources which will soon be available to Commission members, including a State Council Toolkit and Bench Card on returns.
  - There have been no changes thus far in the JJDPA legislation.
  - The 2018 Annual Business Meeting registration will open June 25, 2018 for Commissioners and Full-Time Designees.
  - The 2019 Annual Business Meeting will be held in Indianapolis, IN.
  - The Leadership Award nominations are open through June 21, 2018. The ICJ Executive Committee will vote June 28, 2018.
  - Staff Recognition nominations are being accepted. Those submitted by July 18 will be included in 2018 Annual Business Meeting.

Director Underwood provided the following committee updates:

- To address concerns regarding barriers to compliance with ICJ Rules 7-104, Subcommittee on Rule 7-104 made recommendations to the ICJ Rules, Compliance, Training, and Executive Committees.
- The Compliance Committee approved the 2017 Performance Measurement Assessment Report, which is available on the ICJ website. The ICJ Compliance

Committee recommended an amendment the ICJ Performance Measurement Assessment Policy to provide a clear follow-up protocol. The recommendation was approved by Executive Committee. The ICJ Compliance Committee met in Lexington, KY for its first face-to-face meeting May 17, 2018 and developed 3 Compliance priorities: safe and successful supervision, effective returns, and compact office operations. The Committee will make a recommendation to the ICJ Rules Committee for amendment of ICJ Rule 4-104(5).

- The Finance Committee will meet soon to review the FY19 budget and approve a budget proposal for FY20.
- The Special Projects Ad Hoc Committee conducted a survey to gather input regarding potential improvements to ICJ's data system. The Committee approved a Statement of Work for an agency called "SEARCH" specializing in Criminal Technology Systems to assist in identifying new technology and/or improving JIDS.
- The Technology Committee approved a package of seven (7) JIDS modification and modification to Form IA/VI. All changes effective July 1, 2018.
- The Rules Committee is currently accepting rule amendment proposals. The Committee has discussed on whether it is necessary to amend rules using the phrase "danger to self and others." No recommendation has been made at this time.
- The Training Committee has conducted numerous staff and JIDS trainings, and more are available in the coming months.
- The Human Trafficking Ad Hoc is conducting a 16-question survey regarding how ICJ offices respond to human trafficking, which is open until June 27, 2018.
- The ICJ Executive Committee's next meeting June 28, 2018
- J. Swantz (WI) requested that the 2019 Annual Dues be sent to her for resolution.

### **2019 Proposed Rule Amendments**

- Representative Frieberg asked if there were any suggestions for 2019 proposed rules from the region.
- T. Frierson (IL) expressed concern regarding youth who are held are identified as juveniles in the home state, but are held as adults in another state. She stated that an Advisory Opinion recommends that the juvenile is returned as a juvenile. She recommended amendment of Rule 6-102 to clarify.
- N. Wright (IN) stated that IN has experienced similar issues. She noted that some states are willing to return juveniles pursuant to the Compact, but object to having it entered into JIDS.
- T. Hudrlik (MN) stated that her understanding is that the Advisory Opinion clarifies that the holding state must return as a juvenile.
- A. Christian (NE) asked if the "fugitive from justice process" would be more appropriate, since the abovementioned scenario is an adult warrant in an adult court. She asserted that this scenario is distinct from that discussed in the Advisory Opinion because there is no pre-existing ICJ supervision.
- A. Connor (ID) added that communication is key to resolving these issues and offered that best practices and additional training may be needed. There will be presentations that address the abovementioned scenarios at the 2018 Annual Business Meeting in New Orleans, Louisiana to assist in navigating the issue.
- R. Yapple (MI) questioned why the demanding state did not send a juvenile warrant. He stated that the ICJ Rules, especially the definition of "juvenile" remains the same, regardless of any other decisions by courts.

- Representative Frieberg suggested that he, T. Frierson (IL) and the National Office meet to discuss the matter further.
- The region agreed to revisit the issue at its next meeting.
- T. Hudrlick (MN) made a motion to revisit the issue of revising Rule 6-102. T. Frierson (IL) seconded. The motion was approved

### **State Updates**

- Illinois: T. Frierson (IL) reported that progress has been made in getting a legislative appointment for the State Council. IL has a new arrest warrant protocol. IL also has a new Deputy Compact Administrator: Angel Jones.
- Indiana: J. Seigel (IN) reported that the Indiana State Council will meet in July. next issue of the *Indiana Court Times* will feature the Indiana ICJ Office.
- Iowa: M. Clefisch (IA) reported that the Iowa ICJ will provide training on juvenile supervision and transfers.
- Michigan: R. Yaple (MI) introduced Michael Tynkew as the new Michigan Compact Specialist. The next Michigan State Council will meet in August.
- Minnesota: T. Hudrlick (MN) reported that the Minnesota ICJ State Council will meet in June. She also reported that the Minnesota ICJ Office will send its ICJ Bench Book distribution tracking form soon.
- Nebraska: A. Christian (NE) reported that Nebraska's State Council will meet in June. They are working on Bench Book distribution. A mass email has been sent to the judicial branch.
- North Dakota: J. Wald (ND) reported that the North Dakota State Council has met once and the next meeting will be in August. The Bench Card and Bench Book have been distributed to all judges in North Dakota. New backup administrator in North Dakota – Tonya Howell.
- Ohio: N. Lawson (OH) reported that he is providing training to local staff in the state of Ohio
- Wisconsin: J. Swantz (WI) reported Commissioner position in Wisconsin is vacant. She is covering all ICJ day to day operations.

### **Old Business**

- There was no old business

### **New Business**

- The ICJ National Office reminded the Region to submit all intrastate training to the ICJ National Office.

### **Adjourn**

- Representative Frieberg adjourned the meeting without objection at 11:41a.m. EST.