

# INTERSTATE COMMISSION FOR JUVENILES

## Rules Committee Meeting Minutes

February 2, 2021  
2:00 p.m. ET  
Via WebEx



### Voting Members in Attendance:

1. Tracy Hudrlik (MN), Commissioner
2. Judy Miller (AR), Designee
3. Roy Curtis (ME), Designee
4. Julie Hawkins (MO), Commissioner
5. Caitlyn Bickford (NH), Commissioner
6. Edwin Lee, Jr. (NJ), Designee
7. Daryl Liedecke (TX), Commissioner
8. Maureen Clifton (WY), Commissioner

### Non-Voting Members in Attendance:

1. Kelly Palmateer (NY)
2. Stephen Horton (NC)
3. Raymundo Gallardo (UT)

### Members Not in Attendance:

1. Tomiko Frierson (IL), Commissioner
2. Mary Kay Hudson (IN), Commissioner
3. Galan Williamson (ME), Commissioner
4. Jennifer LeBaron (NJ), Commissioner
5. Dawn Bailey (WA), DCA
6. Steve Jett (NPJS, Ex Officio)

### National Office Staff & Legal Counsel in Attendance:

1. MaryLee Underwood, Executive Director
2. Emma Goode, Logistics and Administrative Specialist
3. Jenny Adkins, Operations and Policy Specialist

### Call to Order

Chair Hudrlik (MN) called the meeting to order at 2:00 p.m. ET.

### Roll Call

Director Underwood called the roll and a quorum was established.

### Agenda

**M. Clifton (WY) made a motion to approve the agenda as presented.**  
**J. Hawkins (MO) seconded. The motion carried.**

### Minutes

**J. Miller (AR) made a motion to approve the January 5, 2021 meeting minutes as presented. E. Lee, Jr. (NJ) seconded. The motion carried.**

## Discussion

### *Systematic Review of the ICJ Rules*

#### Section 900: Dispute Resolution, Enforcement, Withdrawal, and Dissolution

- Chair Hudrlik noted that no comments were submitted related to Section 900, and that she had no comments based on her review.
- J. Hawkins (MO) commented that Section 900 underwent a thorough review and modifications during the last rule amendments period, which became effective March 1, 2020.
- The committee agreed there were no proposed changes to Section 900.

#### Justifications for Proposed Amendments

- Chair Hudrlik presented previously adopted rule proposals that required additional information for the justification sections.
- The Rules Committee reviewed past meeting minutes to develop justification sections, as set forth below.

#### ***RULE 1-101 Absconder – Justification***

- “The Rules Committee recommends removing “with the intent” because there is lack of proof of intent in most cases. This change would shift the focus from the intent to the action.”

#### ***RULE 4-102: Sending and Receiving Referrals – Justification***

- “The Rules Committee recommends adding “photograph” in paragraphs 2(a)(i) and 2(b) to support states’ ability to comply with the REAL ID requirements.”
- “The Rules Committee recommends edits to paragraph 2(a)(ii) to add clarity by incorporating the relevant language and removing the reference to Rule 4-104(4).”

#### ***RULE 4-103: Transfer of Supervision Procedure for Juvenile Sex Offenders***

- “The Rules Committee recommends edits to paragraph 2 to clarify that the Form V is only required if the juvenile is not already residing in the receiving state.

#### ***RULE 4-102 and 4-103 – the proposed word “prior”***

- J. Miller (AR) questioned sending the Form V “*prior*” to relocating. She commented that, in parole cases, the Compact office is sometimes unaware the juvenile is leaving until the day of the departure or after.
- S. Horton (NC) commented that NC forwards the Form V prior to the anticipated date of relocation, then makes corrections if needed.
- Director Underwood suggested the Committee also review the ICJ definition of “relocate,” as it differs from how the word is commonly used. J. Hawkins (MO) recalled several rules were previously amended to replace “placement” with “relocate.”
- J Adkins updated that in UNITY there are nine scenarios for the transfer of supervision. The new data system, UNITY, will steer users to tasks associated with specific scenarios and provide an opportunity to update the information.
- J. Miller (AR) volunteered to draft proposals and present to the Rules Committee for consideration in March.

## Old Business

### Section 100: Definitions

#### *RULE 1-101: Proof of Entitlement*

- R. Curtis (ME) thanked J. Miller, J. Hawkins, and R. Gallardo for their assistance to modify the initial proposed definition. Maine is in agreement with the new revised definition that reads:
  - Proof of Entitlement: Evidence or documentation submitted as part of a requisition that enables a court to verify the authority of the requisitioner to the return of a juvenile.
- The Committee developed a justification as follows:
  - “The Rules Committee is proposing the term be defined for clarification for courts, other stakeholders, and criminal justice partners.”
- The Rules Committee agreed that R. Masters, Legal Counsel, should weigh-in on the proposal before voting to recommend.

## New Business

- The Rules Committee reviewed the updated calendar which now includes the three, 2-hour meeting sessions on June 9 and 10, in lieu of a face-to-face meeting. These meetings will include review of all comments to the proposals submitted during the 30-day comment period.

## Adjourn

- The next meeting is March 2, 2021 @ 2:00 p.m. ET.
- **M. Clifton (WY) made a motion to adjourn. J. Hawkins (MO) seconded. Chair Hudrlik adjourned the meeting without objection at 2:55 p.m. ET.**