

# INTERSTATE COMMISSION FOR JUVENILES

## RULES COMMITTEE

### *Minutes*

July 7, 2020

2:00 PM ET

WebEx Teleconference



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

1. Tracy Hudrlik (MN), Chair
2. Judy Miller (AR), Designee
3. Tomiko Frierson (IL), Commissioner
4. Roy Curtis (ME), Designee
5. Julie Hawkins (MO), Commissioner
6. Dale Dodd (NM), Commissioner
7. Daryl Liedecke (TX), Commissioner

### **Members Not in Attendance:**

1. Maureen Clifton (WY), Commissioner
2. Edwin Lee Jr. (NJ), Designee

### **Non-Voting Committee Members in Attendance:**

1. Matt Billinger (KS)
2. Stephen Horton (NC)
3. Dawn Bailey (WA)

### **Non-Voting Committee Members in Attendance:**

1. Steve Jett (NPJS), Ex officio

### **ICJ Staff & Legal Counsel in Attendance:**

1. MaryLee Underwood, Executive Director
2. Jenny Adkins, Operations and Policy Specialist
3. Leslie Anderson, Logistics and Administrative Coordinator
4. Rick Masters, Legal Counsel

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### **Call to Order**

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

### **Roll Call**

Director Underwood called the roll and a quorum was established.

### **Agenda**

T. Frierson (IL) made a motion to approve the agenda as presented. D. Liedecke (TX) seconded. The motion carried.

### **Minutes**

J. Miller (AR) made a motion to approve the June 16, 2020 meeting minutes as presented. T. Frierson (IL) seconded. The motion carried.

## Discussion

### Systematic Review

- **Section 500: Supervision in Receiving State**
  - Rule 5-101 (1)(2): Supervision/Services Requirements
    - Chair T. Hudrlik (MN) presented a proposal drafted by the National Office to clarify whether the receiving state has authority to approve a change of residence and support the language in Form IA/VI.
    - The Committee discussed the memorandum developed after the Executive Committee requested review of specific issues related to the Form IA/VI and Advisory Opinion 01-2020, addressing if the receiving state can require the sending state to provide revised Forms IA/VI and IV when a juvenile makes an intrastate move after transfer of supervision is approved.
    - The committee came to a consensus that the rules currently do not adequately address related issues.
    - J. Miller (AR) and J. Hawkins (MO) agreed to draft an alternative proposal to include language to clarify the difference between the person the juvenile resides with and a change in residence. The alternative proposal will be presented to the committee for review and discussion at the next committee meeting.
- **Section 600: Voluntary and Non-Voluntary Return of Juveniles/Runaways**
  - Rule 6-103A: Non-Voluntary Return of an Escapee, Absconder or Accused Delinquent
    - Chair T. Hudrlik (MN) presented a recommendation by the Juvenile/Adult Ad Hoc Committee to clarify that the charging documents dictate which return/extradition process should be used in consistency with the ICJ Bench Book, Advisory Opinion 04-2018, and training provided by the National Association of Extradition Officials. The floor was opened for discussion.
    - The committee discussed concerns that the additional language proposed may cause confusion in some states regarding the need for a warrant in place of a requisition for a juvenile who is already detained.
    - J. Hawkins (MO) suggested review of Rule 7-104: Warrants to determine if an amendment is necessary in Rule 6-103A: Non-Voluntary Return of an Escapee, Absconder or Accused Delinquent.
    - **J. Hawkins (MO) made a motion to table discussion of Rule 6-103A: Non-Voluntary Return of an Escapee, Absconder or Accused Delinquent until after review of Rule 7-104: Warrants. J. Miller (AR) seconded. The motion carried.**

- **Section 700: Additional Return Requirements for Sections 500 and 600**
  - Chair T. Hudrlik (MN) suggested that discussion of the Section 700 Rules be tabled until the next meeting in the interest of time.

**Adjourn**

**J. Miller (AR) made a motion to adjourn the meeting. D. Dodd (NM) seconded. Chair T. Hudrlik (MN) adjourned the meeting by acclamation at 2:56 p.m. ET.**