



**INTERSTATE COMMISSION FOR JUVENILES
EXECUTIVE COMMITTEE**

Minutes
March 28, 2017
8:30 a.m. EDT

Committee Members in Attendance:

1. Traci Marchand (NC) Chair
2. Michael Lacy (WV) Vice Chair
3. Jeff Cowger (KS) Treasurer
4. David Barrett (ME) Finance Committee Chair
5. Julie Hawkins (MO) Rules Committee Chair
6. Shelley Hagan (WI) Technology Committee Chair
7. Anne Connor (NV) Training and Human Trafficking Ad Hoc Committees Chair
8. Maria Genca (CT) East Region Representative
9. Nina Belli (OH) Midwest Region Representative
10. Mia Pressley (SC) South Region Representative
11. Jessica Eldredge (UT) West Region Representative
12. Trudy Gregorie, Victims Representative
13. Rick Masters, Legal Counsel

Committee Members Not in Attendance:

1. Michael Farmer (CA) Compliance Committee Chair

Guests in Attendance:

1. MaryLee Underwood

ICJ National Office Staff in Attendance:

1. Emma Goode, Administrative and Logistics Coordinator
 2. Jenny Adkins, Project Manager
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Call to Order

Chair Marchand called the meeting to order at 8:33 a.m. EDT.

Roll Call

The national office called the roll and a quorum was established.

Agenda

- **A. Connor (NV) made a motion to approve the agenda. N. Belli (OH) seconded. The motion passed.**

Minutes

- **S. Hagan (WI) made a motion to approve the February 23, 2017 meeting minutes. J. Eldredge (UT) seconded. The motion passed.**

Committee Updates

Commission Chair Report (presented by Traci Marchand)

- Chair Marchand introduced the new ICJ Executive Director, MaryLee Underwood, who will begin work on April 3, 2017. M. Underwood briefed on her education and experience which has included Staff Attorney for the Kentucky Association of Sexual Assault Program and most recently the Executive Director to the Commonwealth Council on Developmental Disabilities.
- Chair Marchand highlighted the draft 2017 Annual Business Meeting Agenda. The Executive Committee spoke in support of the planned training sessions.
- **A. Connor (NV) made a motion to approve the draft 2017 Annual Business Meeting Agenda with the understanding that the training titles would be updated. J. Eldredge (UT) seconded. The motion passed.**
- Chair Marchand presented the ICJ 2016-2019 Initiatives as a reminder of the resources and goals the Commission will work towards throughout the year.

Compliance Committee (presented by Traci Marchand)

- Chair Marchand reported that the Compliance Committee met March 23 and will meet again May 4 to review the Performance Measurement Assessment and the Sanctions Guidelines.

Finance Committee (presented by Dave Barrett)

- Finance Committee Chair Barrett reported that the Finance Committee met February 28, 2017 and reviewed the fiscal year 2017 budget through January 31, 2017 which is on track to finish under budget noting that all 2017 dues have now been received. He highlighted the salaries/wages/benefits and indirect costs line items anticipated to complete under budget due to the Council of State Governments de-affiliation and vacant national office staff positions in 2017. The fiscal year 2018 invoices will be mailed in April. The next meeting is April 25, 2017.

Technology Committee (presented by Shelley Hagan)

- Technology Committee Chair Hagan reported that the Technology Committee met March 21. Training for the JIDS upgrade is scheduled the first of April. The national office continues to test the JIDS upgrade which is scheduled to go live soon. The approved modifications to forms I, II, IV and VII will be implemented in the next enhancements bundle.
- Chair Hagan updated on discussion regarding the JIDS Enhancements: user management; human trafficking victims' identifier; certified court documents; electronic signatures; and auto-populating more fields.
- The final travel plan form will be re-visited at the next meeting is May 9.

Training, Education & Public Relations Committee and Human Trafficking Ad Hoc Committee (presented by Anne Connor)

Training Committee

- Training Committee Chair Connor reported there to be seven remaining ICJ Rules trainings scheduled through August 2017 with two trainings scheduled in April. A total of 53 participants completed the two training sessions held in March.
- Chair Connor updated on the Technical and Training Assistance (TTA) requests from Massachusetts, New Hampshire, Nebraska, Tennessee, and Hawaii.
- Chair Connor presented a recommendation from the Training Committee for a State Transition Plan template. The tool was developed to assist states and coincides with the ICJ Strategic Initiatives.
- **A. Connor (NV) made motion to approve the ICJ Transition/Succession Plan as presented. N. Belli (OH) seconded. The motion was withdrawn.**
- The Executive Committee discussed the expectations of the form and deferred the topic to the next meeting to continue discussion on how the form will be used.
- Chair Connor updated that the Training Committee sub-groups are working on the curriculum for the 2017 ABM trainings and welcomed suggestions for presenters for the judicial panel discussion session and “catchy” titles for the training sessions.
- Chair Connor reported that the Rules Committee has requested a Best Practice regarding Intrastate Relocations. Additionally the Form IA/VI Best Practice conflicts with an advisory opinion. The best practices have been assigned to sub-committee to review.

Public Relations

- Chair Connor updated there has been no response from the National Council of Juvenile and Family Court Judges (NCJFCJ) regarding ICJ’s call for presenters’ submission for the NCJFC 80th Annual Conference July 16-19, 2017 in Washington, DC.
- Chair Connor updated that the call for presenters’ submission for the APPA 42nd Annual Training Institute August 27-30, 2017 in New York City was approved. The workshop will be entitled: Going Home: Collaboration is Key to Ensuring the Safe Return of Human Trafficking Victims.

Human Trafficking Ad Hoc Committee (Anne Connor)

- Human Trafficking Ad Hoc Committee Chair Connor reported that the Human Trafficking Ad Hoc Committee meeting for March was rescheduled to April 4, 2017.

Rules Committee (presented by Julie Hawkins)

- Rules Committee Chair Hawkins reported that the Rules Committee met March 8. To date, there are a total of 21 proposals going forward which includes three East Region proposals and one Midwest Region proposal. The Rules Committee requested an advisory opinion from legal counsel which Rick Masters will address under his report.
- The next meeting is April 5 and all rule proposals will be posted for comment May 5 – June 5.

Regional Updates

East Region (presented by Maria Genca)

- East Region Representative Genca reported that the East Region has not met since the last Executive Committee meeting and updated on staff changes in the East Region. The next meeting is scheduled for May 18.

Midwest Region (presented by Nina Belli)

- Midwest Region Representative Belli reported that Tracy Hudrlik (formerly Wisconsin's ICAOS Commissioner) was recently appointed Minnesota ICJ Commissioner. The Midwest Region has not met since the last Executive Committee meeting. Currently the next meeting is scheduled for April 11.

South Region (presented by Mia R. Pressley)

- South Region Representative Pressley reported that the South Region has not met since the last Executive Committee meeting. The next meeting is scheduled for May 24.

West Region (presented by Jessica Eldredge)

- West Region Representative Eldredge reported that the West Region has not met since the last Executive Committee meeting. The next meeting is scheduled for May 16.

Legal Counsel Report (presented by Rick Masters)

- Legal Counsel R. Masters advised the Executive Committee to go into a closed session to discuss personnel matters.
- **M. Lacy (WV) made a motion to move into closed session. N. Belli (OH) seconded. The motion passed.**
{ Closed Session }
- **M. Lacy (WV) made a motion to move out of closed session. S. Hagan (WI) seconded. The motion passed.**
- **S. Hagan (WI) made a motion that the Executive Committee be provided with possible conflict of interest policies to consider for adoption. M. Genca (CT) seconded. The motion passed.**
- R. Masters will provide sample templates for consideration.

Legal Advisory Opinion – 01-2017

- Legal Counsel R. Masters briefed on a request from Virginia regarding the clarity of Rule 7-103 with regard to the role of the ICJ Compact office when a juvenile in the holding state with charges could be available for return. Commissioner Dalton's issue was the Virginia Court did not acknowledge the role of the ICJ office in the process. The matter resulted in a proposed amendment by the Rules Committee to Rule 7-103 followed by a legal advisory opinion request to address the issue until such time as the rule proposal would pass and become effective.
- R. Masters presented draft advisory opinion #01-2017: Home/Demanding State's Authority to seek return of a juvenile in cases where charges are pending in the Receiving/Holding State under ICJ Rule 7-103. The Executive Committee voiced concern to the language "*determined*" by the ICJ office. M. Pressley (SC) summarized that the ICJ Compact office has the responsibility to verify and implement the decisions of the Court. M. Lacy (WV) voiced concern that "determine" could be interpreted as authority to trump the Court. N. Belli (OH) spoke to the involvement by the ICJ Compact offices and its responsibility to enact the Compact. J. Hawkins (MO) explained that Rule 7-103 addresses "pending charges" and the original intent of the rule was that both states' ICJ offices operating under the terms of the Compact would communicate regarding

the return. R. Masters suggested amending the language to read: *as determined by the ICJ office in conjunction with the Court.*

- The Executive Committee agreed to defer the matter to the next meeting. R. Masters will amend the opinion for the next meeting to better clarify the role of ICJ in the process in conjunction with the authority of the Court.
- Chair Hawkins commented that the Rules Committee will re-visit the proposal at its next meeting.

Rule Proposal –Definition of Runaway

- R. Master briefed that California had experienced confusion in the California Courts regarding ICJ's involvement in the return of a runaway who had not been adjudicated and considered to be a status offender. A draft proposal to the current rule was presented for discussion.
- J. Hawkins (MO) suggested that juveniles *who have not been adjudicated and are not considered to be status offenders* was redundant and that the status offender language was not necessary. M. Lacy (WV) questioned the impact to the proposal for juveniles who are adjudicated and delinquent and run away from home.
- In the absence of Mike Farmer (CA), no action was taken.

Victims Representative Report (presented by Trudy Gregorie)

- Victims Representative Gregorie reported that the first week of April is National Crime Victims' Rights Week. She will attend the National Institution of Corrections meeting in Washington, DC. She continues to promote ICJ and encourage state councils to include a victims' representative. There was nothing new to report on the Reauthorization of the Juvenile Justice Delinquency Prevention Act Legislation.

Old Business

There was no old business.

New Business

Opioid Addictions

- R. Masters shared a recent inquiry from Michael L. Buenger, Administrative Director of the Ohio Supreme Court. Due to the growing prevalence of opioid addiction nationally, discussion has sparked for initiatives to assist stakeholders dealing with families of opioid addicts and the emergency placement of children. S. Hagan (WI) commented that the issue is less relevant to ICJ than, for example, the human trafficking issue, but still a factor for some ICJ families. T. Gregorie noted that the National Association for Attorneys General (NAAG) has taken an interest in the issue in the Midwest.
- R. Masters will forward the information to the national office for review.

Adjourn

- Next teleconference meeting is April 27, 2017 @ 11:30 a.m.
- **Chair Marchand adjourned the meeting by unanimous consent at 11:26 a.m. EDT.**

