



**INTERSTATE COMMISSION FOR JUVENILES  
Compliance Committee Meeting**

*Minutes*  
**November 10, 2010  
1:00 p.m. EST**

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**Committee Members in Attendance:**

1. Dale Dodd (NM) Commissioner, Chair
2. Barbara Murray (AK) Commissioner
3. Summer Foxworth (CO) Commissioner
4. Sharon Harrigfeld (ID) Commissioner
5. Dennis Casarona (KS) Commissioner
6. Mark Boger (ME) Commissioner
7. Michael Ruedisale (MI) Commissioner
8. Rose Ann Bisch (MN) Commissioner
9. Gloria Soja (MT) Designee
10. Randall Wagner (WV) Designee
11. Michael Farmer (CA) Ex-Officio

**Committee Members Not in Attendance:**

1. Patricia Welcome (VI) Commissioner
2. Michael Lacy (WV) Commissioner

**Guests in Attendance:**

1. Ted Forrest (MI)

**Staff in Attendance:**

1. Ashley Lippert, Executive Director
  2. Jack Branum, Project Manager
  3. Jimmy Frazier, MIS Project Manager
  4. Emma Davis, Administrative and Logistics Coordinator
  5. Rick Masters, Legal Counsel
  6. Harry Hageman, ICAOS Executive Director
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**Call to Order**

Chair Dodd called the meeting to order at 1:02 p.m. EST.

**Roll Call**

A. Lippert called the roll. Eleven of the thirteen Committee members were present. Ten of the eleven *voting* members were present, establishing a quorum.

## Agenda

**M. Boger (ME) moved to approve the agenda as presented. S. Harrigfeld (ID) seconded. The agenda motion passed.**

## Minutes

**D. Casarona (KS) moved to approve the minutes of May 19, 2010 as presented. S. Foxworth (CO) seconded. The motion passed.**

## Discussion

### *Delinquent Dues*

- A. Lippert reported that according to the Dues Enforcement Policy, states with a July 1 - June 30 Fiscal Year were invoiced on July 1, 2010; a 30-day notice issued on August 1, 2010 and a 90-day notice on October 1, 2010 for states who have not paid.
- To date, four states are 120 days delinquent in the payment of dues.
- Executive Director A. Lippert presented Massachusetts, Illinois, California, and Oklahoma to the Compliance Committee for enforcement action for non-payment of dues.
- A. Lippert reported her communication with each of the four states in mid-October and the response that each state acknowledged receipt of the 90-day notice, an awareness of the 120-day delinquency as of November 1, 2010, and the ICJ enforcement policy procedures.
- R. Bisch (MN) inquired as to the Committee's options.
- R. Masters, Legal Counsel, advised the role of the Compliance Committee is to determine default and recommend a remedy or remedial action pursuant to Article 11 of the Compact.
- A. Lippert recommended the Compliance Committee handle this matter similar to the Rhode Island matter in 2010.
- The Committee concurred and requested additional details to move forward.
- A. Lippert recommend that the Compliance Committee recommend to the ICJ Executive Committee that the four states be found in default of their obligations under the Compact and approve a letter from legal counsel advising them of the Commission's enforcement options which include legal action should the dues not be received within a specified time frame.
- A. Lippert further recommended that the Compliance Committee recommend pursuing legal action should restitution not be made by the end of the specified timeframe.
- S. Harrigfeld (ID) suggested the letter incorporate language referencing the precedent Rhode Island litigation and acknowledge that the dues were received in addition to attorney fees and court costs.
- The Committee agreed to advise these states through legal counsel of impending legal action should their dues go unpaid.
- **D. Dodd (NM) made the motion recommending the ICJ Executive Committee find Massachusetts, Illinois, California, and Oklahoma in default of their obligations under the Compact for the non-payment of dues; and approve legal counsel to prepare a letter on behalf of the Commission that notifies these states of the Commission's enforcement options, including legal action, should the dues not be received within 30 days of receipt of the letter; and further recommend the ICJ Executive Committee pursue legal action should payment not be made within the specified time period. S. Foxworth (CO) seconded. The motion passed.**

- At the request of the Committee, R. Masters, Legal Counsel, agreed to formulate a letter, cite the precedent litigation, and enclose a copy of the Agreed Order.

### **Old Business**

There was no old business.

### **New Business**

#### *Dispute Resolution*

- A. Lippert briefed the Committee of a dispute resolution between California and Oklahoma.
- Since Oklahoma has not responded to the request within the allotted time frame, legal counsel will contact the Oklahoma Commissioner to compel a response in order to receive Oklahoma's documentation of the case in question. Oklahoma will be given an additional ten days to respond.
- As a representative from California, M. Farmer (CA) updated the Committee on the case.

### **Adjourn**

- Chair Dodd announced the Compliance Committee would meet as needed going forward.
- **R. Bisch (MN) made the motion to adjourn. S. Foxworth (CO) seconded. The meeting adjourned.**