



## INTERSTATE COMMISSION FOR JUVENILES

### EXECUTIVE COMMITTEE

#### *Minutes*

September 18, 2014

11:15 a.m. EDT

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#### **Committee Members in Attendance:**

1. Patrick J. Pendergast (AL) Chair
2. Anne Connor (NV) Vice Chair, Technology Chair
3. Phil Cox (OR) Treasurer
4. Terry Clark (PA) Past Chair
5. Judy Miller (AR) South Region Representative
6. Summer Foxworth (CO) West Region Representative
7. Rose Ann Bisch (MN) Rules Committee Chair, AAICPC/ICJ Work Group Co-Chair
8. Traci Marchand (NC) Training Committee Chair
9. Patricia Welcome (VI) East Region Representative
10. Michael Lacy (WV) Compliance Committee Chair
11. Shelley Hagan (WI) Finance Committee Chair

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

1. Kari Rumbaugh (NE) Midwest Region Representative
2. Trudy Gregorie, Victims Representative, Ex-Officio
3. Rick Masters, Legal Counsel

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

None

#### **ICJ National Office Staff in Attendance:**

1. Ashley Lippert, Executive Director
  2. Jenny Adkins, Project Manager
  3. Morgan Rhodes, Training and Administrative Coordinator
  4. Emma Goode, Administrative and Logistics Coordinator
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#### **Call to Order**

Chair Pendergast called the meeting to order at 11:15 a.m. EDT.

#### **Roll Call**

A. Lippert called the roll. Eleven of the fourteen members were present, establishing a quorum.

#### **Agenda**

**S. Hagan (WI) made a motion to approve the agenda. P. Welcome (VI) seconded. The motion passed.**

## Minutes

**J. Miller (AR) made a motion to approve the August 21, 2014 meeting minutes. M. Lacy (WV) seconded. The motion passed.**

## Executive Director Report (presented by Ashley Lippert)

### Commissioner Appointments

- A. Lippert updated that Georgia (Avery Niles) and Michigan (Dale Murray) have appointed Commissioners. Massachusetts (Rebecca Moore) appointed a new Designee. Agnes Denson awaits an official letter from the Governor for her appointment as Florida's Commissioner.

### 2015 Dues Update

- All but two states operating on an October 1 – September 30 fiscal year are current and paid.

### 2014 Annual Report

- A. Lippert informed the Committee that the 2014 Annual Report was mailed to all Commissioners and Ex-Officios and is available on the Commission's website. States may contact the National Office for additional copies.

### 2014 Annual Business Meeting

- A. Lippert reported that the 2014 Annual Business Meeting Docket Book is available on the Commission's website and highlighted the public hearing notice and By-law amendments. To date, a record 97 persons have registered and New Hampshire will not attend.

### Advisory Opinion

- A. Lippert reported North Dakota requested a legal advisory opinion regarding ICJ provisions for cooperative detention between states. A Lippert presented Advisory Opinion #03-2014 in response to North Dakota's request. In summary, the opinion states that this is not prohibited by the terms of the Interstate Compact for Juveniles.
- R. Bisch (MN) agreed to the clarity of the advisory opinion. The Executive Committee discussed the process and agreed with the conclusion.
- **S. Foxworth (CO) made a motion to approve Advisory Opinion #03-2014 – Provisions for cooperative detention within ICJ. M. Lacy (WV) seconded. The motion passed.**

### Audit Standards

- A. Lippert presented the audit policy and standards for consideration and ranking.
- A. Connor (NV) questioned who will perform the audits. A. Lippert clarified that the National Office will run reports via JIDS and will request related documentation outside of JIDS as needed. Findings are reported to the audited state and non-compliance issues will be forwarded to the Compliance Committee.
- J. Miller (AR) questioned the number of states and cases to be audited. A. Lippert clarified that all states will be audited over a 12 month period for the standards identified by the Executive Committee. R. Bisch (MN) questioned the equity of sampling 25 cases for states with 25 or less total cases. A. Lippert clarified in those instances the sampling would be based on a percentage.

- A. Lippert recommended that the National Office issue a survey to the Executive Committee members to rank the standards and determine the top 5. The Executive Committee concurred with the recommendation. The results will be presented at the next meeting and the audit finalized.

## **Committee Reports**

### **Executive Committee** (presented by Patrick Pendergast)

#### Forms Policy

- Chair Pendergast presented the Forms Responsibility Policy as amended at the last meeting.
- **P. Cox (OR) made a motion to approve the Forms Responsibility Policy #01-2014. S. Hagan (WI) seconded. The motion passed.**

### **Finance Committee** (presented by Shelley Hagan)

- Chair Hagan reported that the Finance Committee met September 16. The 2015 fiscal year budget expenditures were reviewed through July 31, 2014. The Finance Committee was updated on the Executive Committee's action last month regarding the ICJ dues structure. Chair Hagan presented her report for the 2014 Annual Business meeting. The dues structure worksheets will accompany the report and are included in the 2014 ABM Docket Book.

### **Training, Education & Public Relations Committee** (presented by Traci Marchand)

- Chair Marchand reported that the Training Committee has not met since the last Executive Committee meeting. The next meeting is September 24. Chair Marchand updated on the recently completed ICJ Rules Trainings. Presenters for the 2014 Annual Business Meeting training sessions and human trafficking panel will participate in walk through conference calls.

### **Compliance Committee** (presented by Mike Lacy)

- Chair Lacy reported the Compliance Committee has not met since the last meeting. There are no compliance issues to report at this time.

### **Technology Committee** (presented by Anne Connor)

- Chair Connor reported the Technology Committee has not met since the last Executive Committee meeting. Chair Connor updated on the JIDS Compact office, field staff, and workflow trainings. Upcoming enhancements for discussion at next week's meeting include: New Quarterly Progress Report Detail Report and New Transfer of Supervision Summary and Detail Reports. Additionally, the Sandbox will be updated to include Georgia and shortened escalation times.

### **Rules Committee and AAICPC/ICJ Work Group** (presented by Rose Ann Bisch)

#### Rules Committee

- Chair Bisch reported the Rules Committee met September 3 and continued "clean-up" of the rules. The Probable Cause/Form IA/VI/Juvenile Rights Work Group and the Section 600 Rules Work Group met in September and continue to schedule meetings to complete their assigned scope of work.
- Chair Bisch will recommend at the annual business meeting that the Rules Committee membership remain static for the 2-year cycle (2014-2015). Additionally, the Rules

Committee's 2-year calendar will be distributed in the region meetings to clarify the 2015 rule amendments time line.

#### AAICPC/ICJ MOU Work Group

- Co-Chair Bisch reported on the AAICPC/ICJ MOU Work Group's September 9 meeting where they finalized the last of the case scenarios. Co-Chair Bisch will recommend to the full Commission that the Work Group continues with quarterly meetings and a focus on training to address concerns and exceptions to the case scenarios.
- Co-Chair Bisch reported the Work Group developed a total of eight case scenarios in the areas of runaways, residential, and family settings. The Executive Committee discussed each of the following AAICPC/ICJ case scenarios.

#### RUNAWAY CASE SCENARIOS

- **A:** ICPC juvenile placed in State (B) runs away from that placement and stays in State (B).
- **B:** Juvenile placed through ICPC in State (B) runs to State (C).
  - **S. Hagan (WI) made a motion to add "or State (B) to the end of the Step #3 in Runaway Case Scenario B. J. Miller (AR) seconded. The motion passed.**
- **C:** Abuse and Neglect Court Jurisdiction case where juvenile is placed in State (A) and runs to State (B).

#### RESIDENTIAL CASE SCENARIOS

- **A:** Juvenile under delinquency court jurisdiction in State (A), placed in residential program in State (B).
- **B:** Juvenile under court jurisdiction for both delinquency and abuse and neglect in State (A), placed in residential program in State (B).

#### FAMILY SETTING CASE SCENARIOS

- **A:** Dual Jurisdiction. At time of placement, both abuse and neglect and delinquency court systems are involved.
- **B:** ICPC Jurisdiction. At time of placement, only the abuse and neglect court is involved. After ICPC placement, the sending state delinquency court becomes involved.
- **C:** Abuse and Neglect Court Jurisdiction. At time of placement, only the abuse and neglect court system is involved. After ICPC placement, delinquent behavior occurs in the receiving state.
- **P. Cox (OR) made a motion to endorse the recommendations for continuing the work group and to approve the 3 Runaway, 2 Residential, and 3 Family Setting Case Scenarios recommended by the AAICPC/ICJ MOU Work Group as presented and amended above. T. Clark (PA) seconded. The motion passed.**
- Co-Chair Bisch will update ICPC of the ICJ Executive Committee's actions and Carla Fults will present the case scenarios to the AAICPC Executive Committee for approval.

### Region Reports

#### **East Region** (presented by Patricia Welcome)

- Representative Welcome reported that the East Region has not met since the last Executive Committee meeting. The next meeting is October 28 during the 2014 Annual Business Meeting.

### **Midwest Region**

- In Representative Rumbaugh's absence, A. Lippert updated that the Midwest Region has not met since the last Executive Committee meeting. The next meeting is October 28 during the 2014 Annual Business Meeting.

### **South Region** (presented by Judy Miller)

- Representative Miller reported that the South Region has not met since the last Executive Committee meeting. Representative Miller emailed the new South Region Commissioners in Tennessee and Georgia and will follow-up with a phone call. The next meeting is October 28 during the 2014 Annual Business Meeting.

### **West Region** (presented by Summer Foxworth)

- Representative Foxworth reported that the West Region has not met since the last Executive Committee meeting. The next meeting is October 28 during the 2014 Annual Business Meeting.
- A. Connor (NV) updated that the West Region Work Group for the Washington Determinate Sentencing/Placement Authority Statute met September 16, 2014. The Work Group continues to discuss the terms *supervision* versus *placement* throughout the ICJ rules and anticipates submitting a rule recommendation to the West Region and subsequently the Rules Committee.

### **Victim's Representative** (presented by Trudy Gregorie)

- T. Gregorie had nothing new to report.

### **Legal Counsel Report**

- In the absence of R. Masters there was no legal counsel report.

### **Old Business**

There was no old business.

### **New Business**

There was no new business.

### **Adjourn**

- The next Executive Committee meeting is October 27, 2014 at the 2014 Annual Business Meeting.
- **P. Welcome (VI) made a motion to adjourn. S. Foxworth (CO) seconded. Chair Pendergast adjourned the meeting by acclamation at 12:25 p.m. EDT.**