

INTERSTATE COMMISSION FOR JUVENILES

West Region Meeting Minutes

January 10, 2024

3:00 p.m. ET

Via Zoom



Preliminary Business

Call to Order

Representative H. Wykes (AZ) called the meeting to order at 3:00 p.m. ET.

Roll Call

Director Underwood called the roll, and a quorum was established.

Voting Commissioners/Designees in Attendance:

1. Howard Wykes (AZ), Designee, West Region Representative
2. Maureen Clifton (WY), Commissioner, West Region Alternate Representative
3. Robert Heide (AK), Commissioner
4. Jason Johnson (CA), Commissioner
5. Brooke Montelongo (CO), Commissioner
6. Kristin Davidson (HI), Commissioner
7. Anne Connor (ID), Designee
8. David Laity (NV), Commissioner
9. Nina Belli (OR), Commissioner
10. Raymundo Gallardo (UT), Designee
11. Jedd Pelander (WA), Commissioner

Compact Staff in Attendance:

1. Nichel Saceda-Hurt (AK), Designee
2. Michael Farmer (CA), Designee
3. Dawn Bailey (WA), Designee
4. Bryan Stephens (CA)
5. Gladys Altamirano (NV)
6. Anali Aaron (OR)
7. Kimberly Haywood (UT)

Voting Members Not in Attendance:

1. Shirleen Cadiz (HI), Designee
2. Dale Dodd (NM), Commissioner
3. Sonia Sweeney (UT), Commissioner

National Office Staff in Attendance:

1. MaryLee Underwood, Executive Director
2. Jenny Adkins, Operations and Policies Specialist
3. Joe Johnson, System Project Manager

Agenda

M. Clifton (WY) made a motion to approve the agenda as presented. R. Heide (AK) seconded. The motion passed.

Minutes

M. Clifton (WY) made a motion to approve the November 8, 2023, meeting minutes. N. Belli (OR) seconded. The motion passed.

Check-ins

Representative Wykes initiated a check-in icebreaker activity to allow members to share any of their self-care activities.

Reports

Hot Topics from “ICJ Updates”

- Representative Wykes (AZ) reported the following hot topics from the most recent issue of the “ICJ Updates.”
 - All ICJ State Council 2023 Reports are due January 31, 2024. Reports may be submitted [online](#) on the Commission’s website.
 - Rule Amendment Training Session A: Rule, Form, and UNITY Changes pertaining to the Transfer of Supervision and Travel Permit Cases:
 - March 6, 2024 @ 1:00 pm ET
 - March 13, 2024 @ 1:00 pm ET
 - Rule Amendment Training Session B: Rule, Form, and UNITY Changes pertaining to Returns and Failed Supervision Cases:
 - March 20, 2024 @ 1:00 pm ET
 - March 27, 2024 @ 1:00 pm ET
 - On January 31, 2024 @ 1:00 p.m. ET, the National Runaway Safeline will provide the ICJ Wednesday Workshop. [Registration](#) is available on the Commission’s website.

Committee Reports

- Executive Committee
 - Representative Wykes (AZ) reported the Executive Committee met in November and December. In addition to the committee updates that will be shared later in the meeting, he reported that Nataki Brown was elected as the Victims Representative for the Commission and will again serve on the ICJ Executive Committee.
- Compliance Committee
 - Compliance Committee member R. Gallardo (UT) reported the Compliance Committee met in December and January. Two items discussed were the ICJ Bench Book updates and signatures on the [ICJ Form VI: Application for Services and Waiver](#). It has been reported by states that some judges do not accept ICJ Form VI and prefer to conduct a full due process and used the [ICJ Form III: Consent for Voluntary Return of Out of State Juvenile](#).
 - All regions were tasked to provide feedback on the Proactive Monitoring Program via a live poll in their January region meetings.
- Rules Committee
 - Rules Committee member H. Wykes (AZ) reported that the Rules Committee met December 20, 2023. The Rules Committee two-year calendar was approved through April 2025. Preparation for the rule amendments training in March is underway and registration is now open as reported earlier.
 - The Rules Committee discussed the meaning of “appropriate authority,” in Rule 6-103 as it relates to the non-voluntary return of runaways. The Rules Committee recommended the Executive Committee develop a work group to address the concerns.

- The Rules Committee began discussing a proposed amendment to create an appeals process for denied home evaluations. Extending the 45-day time frame for home evaluations will be discussed in a future meeting.
- The next Rules Committee is January 17, 2024.
- Finance Committee
 - Finance Committee member A. Connor (ID) reported the Finance Committee met December 13, 2023, and will continue to meet quarterly.
 - Orientation was provided for the new and returning members and a breakdown of the Commission’s funds and accounts was reported.
 - Members shared financial areas of interest they wished the Finance Committee to address in 2024 via their check-in question.
 - The [Travel Reimbursement Policy #2017-09](#) will be amended to clarify travel reimbursement costs, and approval discretion for overages. A plan to share the updated information and process for reimbursement will be forthcoming.
- Technology Committee
 - Technology Committee member M. Clifton (WY) reported that the Technology Committee met in December and January.
 - The Technology Committee has two subcommittees: the Rule Enhancement Subcommittee and the Tableau/UNITY Maintenance Subcommittee.
 - The ICJ Form VIII: Home Evaluation, was amended to align with the updated ICJ Rule 4-104. Also, the new ICJ Form IX: Failed Supervision, was approved.
 - The Technology Committee has been tasked to review annual reported data related to returns; and to make a recommendation related to reporting airport surveillance for the annual report.
- Training Committee
 - Training Committee Vice Chair R. Heide (AK) reported the Training Committee met in December and January.
 - The 2023 ABM Survey results were shared. From the survey, plans for the 2024 Annual Business Meeting (ABM) are underway. Providing multiple breakout training sessions simultaneously was discussed; however, due to time and cost constraints, the option is not feasible.
 - A youth-led training session is being considered. New a network breakfast is planned to involve and learn from the ex officio members attending the ABM.
 - All state training is not being captured via the in-state training online report and therefore not included in the annual report. The online form was modified to support easier reporting. The updated online [Training and Technical Assistance Report Form](#) will be retained for another year and re-evaluated next year.
 - Director Underwood updated that ICJ was accepted to present during the 2024 NCJFCJ Juvenile Justice Conference in March. She and Judge Hofmann, NCJFCJ ex officio, will co present.

Unfinished Business

Discuss a California Law Change (Welfare and Institution Code, Section 607)

- Representative Wykes (AZ) recalled M. Farmer (CA) shared a California law change in the last meeting which may have an impact on the Commission to supervise adults. He opened the floor for input related to the law change and its impact on the Commission. A synopsis of the new law was shared prior to the meeting.

- A. Connor (ID) asked for the anticipated number of persons the new law would affect. M. Farmer (CA) replied that San Diego County, California, identified twenty (20) with adult sentences moving to juvenile court with one or two going out of state.
- M. Farmer (CA) updated that a meeting in California is planned to discuss the impact of the new law in more detail and he will inquire as to the anticipated number of adults impacted.
- A. Connor (ID) described the population to be juveniles that at the time of the offense were convicted in an adult court. She asked how California plans to address this new issue locally. ICJ now has cases of supervision of adults who were juvenile sex offenders, who are appearing in court with juveniles. She spoke in favor of the Commission being proactive in the matter and suggested addressing nationally on the front end versus going county by county as cases arise.
- R. Heide (AK) updated he shared the new law information and will be meeting their adult division later in the month. He expressed Alaska's concerns of how to operate within both the compliance of Title II and the ICJ. He posed the question of what happens if state's refuse to accept these cases.
- B. Montelongo (CO) shared that in Colorado juveniles' officers supervise adults as they do juveniles. She commented that asking adult officers to conduct the supervision would receive feedback.
- N. Belli (OR) shared that Oregon's services are limited to age 25. She met with the head of the parole in Oregon who is also the Oregon Interstate Commission for Adult Offender Supervision (ICAOS) Commissioner. The collaboration led to outlining a proactive measure in anticipation of the impact of the new law.
- A. Connor (ID) suggested reaching out to the ICAOS Executive Director Ashley Lippert.
- J. Pelander (WA) posed an option for a Memorandum of Understandings (MOU) between the two Compacts related to the matter.
- **A. Connor (ID) made a motion that the Executive Committee review the West Region's concerns related to the new California Law; to explore options for action by the Commission, including but not limited to collaborations with the Interstate Commission for Adult Offender Supervision (ICAOS). B. Montelongo (CO) seconded. The motion passed.**
- Director Underwood requested that M. Farmer (CA) determine whether the state defines the named population as juveniles or something else. M. Farmer (CA) agreed to research and report back.

New Business

Provide feedback on the Proactive Monitoring Program

- J. Adkins, National Office, explained the purpose of the poll is to gather feedback related to the Proactive Monitoring Program for the Compliance Committee. The poll included four questions (two multiple choice questions and two open response questions). J. Adkins, National Office, administered the poll.
- The results from all regions will be accumulated and results shared in the future.

Discuss Home Evaluation Appeals

- Representative Wykes (AZ) reported that the Rules and Executive Committees have been discussing an appeals process for denied home evaluations and opened the floor for input.
- The West Region discussed a home evaluation appeals process rule. A. Connor (ID) commented that states already address extensions of time as needed through communication. Historically rules are developed around the norm not the exception. She suggested if any rule was to be created to consider a mitigation process rule to allow the sending state to address valid concerns by the receiving state for re-consideration.
- Region Representative Wykes (AZ) summarized the discussion stating that the West Region does not favor of a home evaluation appeals rule. The West Region supports open communications between the states for resolution.

Identify Concerns Related to the ICJ Rules for Further Discussion

- Representative Wykes (AZ) opened the floor to identify any concerns related to ICJ Rules.
- M. Farmer (CA) mentioned the ICJ Rule language related to holding non-delinquents, the return process, and the phrase only in the ICJ Bench Book, “a danger to self or others.” A. Connor (ID) commented that the phrase “danger to self or others” is a clinical determination, not judicial.
- The West Region discussed forming a subcommittee to propose a rule amendment or make a recommendation to the Rules Committee.
- **A. Connor (ID) made a motion to recommend the ICJ Rules Committee review the ICJ Rules language related to holding non-delinquents, the return process, and the phrase “a danger to self or others” in the ICJ Bench Book. R. Heide (AK) seconded. The motion passed.**
- M. Farmer (CA) agreed to email the ICJ Rules Committee Chair the recommendation.

State Updates

- M. Farmer (CA) introduced the new California Deputy Compact Administrator (DCA) for Returns, Bryan Stephens.
- Representative Wykes (AZ) updated that the Arizona ICJ office now has an extradition specialist and two backup extradition specialists.

Next Steps

- B. Montelongo (CO) requested a future meeting topic to share how Compact offices ensure their state is aware of juvenile expungements on both the probation and parole sides.
- B. Montelongo (CO) requested a future meeting topic to share how states handle non-delinquent runaways, ages 10-12.
- M. Farmer (CA) will research and update on the California Law to include:
 - Plans on how it will be handled locally.
 - Will the population be classified as juveniles.
 - Estimated number of cases anticipated to cross state lines.
- West Region Representative Wykes (AZ) will report to the Executive Committee the West Region’s stance for a home evaluation appeals process rule.
- M. Farmer (CA) will email Rules Committee Chair S. Horton (NC) the recommendation by the West Region related to holding non-delinquents and the return process in the ICJ Rules; and the phrase “danger to self or others” in the ICJ Bench Book. The email will detail the West Region’s concern, the issue, and suggested outcome.
- The next meeting is scheduled for April 10, 2024 @ 3:00 p.m. ET.

Adjourn

Representative Wykes adjourned the meeting by acclamation without objection at 4:19 p.m. ET.