

Interstate Compact for Adult Offender Supervision

2018 Report to the Legislature



OUR MISSION

Reduce recidivism by promoting offender change through proven strategies during safe and secure incarceration and effective community supervision

Minnesota Department of Corrections
1450 Energy Park Drive, Suite 200
St. Paul, Minnesota 55108-5219
(651) 361-7200
TTY (800) 627-3529
March 2018

This information will be provided in alternative format upon request.

The total cost of salaries and supplies incurred in development and preparation of this report was \$3780.40 (reported as required by M.S. 3.195).

Printed on recycled paper with at least 10 percent post-consumer waste.

BACKGROUND

In March 2002, Minnesota passed statutes §243.1605, 243.1606 and 243.1607 regarding the Interstate Compact for Adult Offender Supervision (ICAOS). Minnesota statute §243.1606 establishes an Advisory Council on the ICAOS in Minnesota. This statute also directs the Advisory Council to report to the governor and the chairs and ranking minority members of the senate and house of representatives committees having jurisdiction over criminal justice policy by March 1 each year on its activities, along with providing a copy of the ICAOS annual report which includes the activities of the interstate commission and executive committee.

ACTIVITIES OF THE ADVISORY COUNCIL ON THE ICAOS IN MINNESOTA

Per M.S. §243.1606, the Advisory Council shall consist of the following individuals or their

designee: the governor; the chief justice of the supreme court; two senators, one from the majority and the other from the minority party, selected by the Subcommittee on Committees of the senate Committee on Rules and Administration; two representatives, one from the majority and the other from the minority party, selected by the house speaker; the compact administrator, selected as provided in §243.1607; the executive director of the Center for Crime Victim Services; and additional members as appointed by the commissioner of corrections.

The 2018 membership included:

- ✓ Steve King, Chair, Mower County Court Services Director, representing county probation officers
- ✓ Suzanne Elwell, Vice-Chair, Victim's Representative;
- ✓ Honorable Michelle Larkin, Minnesota Court of Appeals;
- ✓ Honorable Richard Kyle, Minnesota Court of Appeals;
- ✓ Allen Godfrey, Interstate Commissioner, Department of Corrections (DOC);
- ✓ Michael McGuire, Office of Governor Mark Dayton;
- ✓ Kelly Kemp, Office of the Attorney General;
- ✓ Honorable JoAnn Ward, State Representative;
- ✓ Honorable Warren Limmer, Minnesota State Senate;
- ✓ Honorable Bobby Joe Champion, Minnesota State Senate;
- ✓ Honorable Brian Johnson, State Representative
- ✓ Kathryn Richtman, Asst. Ramsey County Attorney, representing county attorneys;
- ✓ William Ward, State Public Defender, representing public defenders;
- ✓ Sheriff Bill Hutton, representing the Minnesota Sheriffs' Association; and
- ✓ Nicole Kern, representing Community Corrections Act Counties.

Advisory Council staff from the DOC included:

- ✓ Tracy Gerasch, Policy and Legal Services.

The Deputy Compact Administrator for the Minnesota Department of Corrections:

- Tracy Hudrlik.

The Advisory Council first met on August 21, 2002, and continues to meet on a semi-annual basis or as needed.

The Advisory Council met on June 7, 2018 and November 13, 2018.

The primary focus of the Advisory Council in 2018 was the deactivation of the ICOTS victim information notification system (IVINS) as well as the process for issuance of warrants in MN and upcoming warrant audit in 2019.

Due to the low rate of victim enrollment and the cost associated with running the program, IVINS was deactivated nationally in December 2018. Prior to that, the advisory council had made the recommendation to review issues prior to deactivation. The advisory council was provided with a MN tip sheet regarding victim notification developed with input from council member Suzanne Elwell to assist staff.

The Council advised that there is an awareness issue surrounding nationwide warrants for interstate compact offenders and the obligation to retake by counties. There are concerns regarding the cost of retaking/extradition for MN counties that can factor into compliance.

ACTIVITIES OF THE NATIONAL COMMISSION

The ICAOS National Commission is comprised of one voting member from each state party to the compact. The role of the National Commission is to exercise day-to-day oversight of the compact between states. It promulgates rules to achieve the goals of the compact and ensures an opportunity for input and timely notice to victims and jurisdictions where defined offenders are authorized to relocate across state lines. The Commission established a system of uniform data collection (ICOTS), which provides access to information on active cases by authorized criminal justice officials. It coordinates regular reporting of compact activities to heads of state advisory councils, state executive/judicial/legislative branches, and criminal justice administrators. The Commission also monitors compliance with rules governing interstate movement of offenders, initiates interventions to address and correct noncompliance, and coordinates training and education regarding regulations of interstate movement of offenders for officials involved in such activity.

The National Commission is required to submit an annual report on the activities of the Commission. The current annual report (FY 2018), as well as past reports and newsletters regarding the National Commission's activities, can be found on the ICAOS site.

OFFENDER MOVEMENT AS REPORTED IN ICOTS:

	Probation	Parole	Both
Number of offenders under supervision in Minnesota from other states on June 30, 2018	1369	346	42
Number of Minnesota offenders under supervision in other states on June 30, 2018	2604	378	3

SUMMARY

The Advisory Council has been in place for 16 years and continues to meet as needed to address issues that arise regarding the ICAOS. The Advisory Council has an active membership, with well attended meetings.