

**INTERSTATE COMMISSION FOR ADULT OFFENDER SUPERVISION
STATE COUNCIL MEETING MINUTES
AUGUSTO 30, 2016
2:00 PM TO 3:00 PM (CST)
TELECONFERENCE**

PRESENT: Chairperson Senator Craig Tieszen; Denny Kaemingk, Secretary of SD Department of Corrections; Brian Zeeb, Division of Criminal Investigation; Doug Clark, Executive Director of the Board of Pardons and Parole; Nancy Allard, Director of Trial Court Services.

ABSENT: Krista Heeren-Graber, Victims Advocate; Honorable Mark Barnett, Circuit Judge, Sixth Circuit Court.

OTHERS IN ATTENDANCE: Sarah Ball, Deputy Compact Administrator for Parole; Cheryl Frost, Interstate Compact Coordinator for Probation (Recorder).

REVIEW / APPROVE MAY 2016 MINUTES

Motion was made by Denny Kaemingk to approve the May 2016 minutes with no corrections or additions. Motion was seconded by Nancy Allard.

Doug Clark made a statement regarding Nancy Allard's upcoming retirement, he commended her for all her years of service, her guidance and all her help with any transitions which have taken place over the years.

Nancy's last work day is October 7th, she has worked with the Unified Judicial System for 28 years, with the last 10 years in her current position, Director of Trial Court Services.

DCA REPORTS

Sarah Ball gave an overview of the annual audit compliance standards. She advised for the month of July, parole was 100% in compliance. Sarah is working with staff to prepare for this year's national compliance audit which includes the dash board information and case demographic information.

Nancy advised due to the volume of probation cases, she is very pleased with compliance percentages. All categories exceed the national average and the minimum requirements. Communication and education continue on an on-going basis to all probation staff statewide regarding the importance of ICAOS rules and rule compliance. There have been no issues of note on the probation side since the last state council meeting in May.

PROPOSED RULES CHANGES – SIGNIFICANT VIOLATIONS AND RETAKING

Although new rules or rule amendments would not normally be addressed at the 2016 ICAOS Annual Business Meeting, The ICAOS Executive Committee and the ICAOS National Office are supporting the efforts of the ICAOS Ad Hoc Committee on Violation Sanctioning and Retaking

to bring to this year's Annual Business Meeting several proposals for rule changes regarding Significant Violations and Retaking. Doug explained the proposed changes would revamp the way the rules currently address violations as they relate to mandatory retaking. There would no longer be a requirement for mandatory retaking, with 3 significant violations, but rather, the emphasis would be that the receiving state would supervise the offender in the same manner they supervise their own offenders. The proposed changes embrace the use of evidenced based supervision strategies, including the use of response grids to respond to offender behavior. Receiving states would make decisions based upon their overall supervision strategies for their own state offenders and would request the sending state to retake offenders based upon the behavior exhibited. Public safety remains the number one priority.

The proposed rule changes will affect rules in Chapters 1, 3, 4, and 5 of the ICAOS Rules. The changes would also affect the Offender Application, Violation, and Progress Reports. Changes would have ICOTS impact as well.

Doug advised since this is in the interest of public safety, he is in favor of the proposed changes.

Nancy advised she is very supportive of these changes as they are in line with the changes South Dakota and many other states in the nation have made in recent years related to criminal justice reform.

Motion was made by Denny to approve South Dakota's support of the proposed rule changes at the ICAOS Annual Business Meeting, as submitted. The motion was seconded by Nancy.

NEW BUSINESS

Doug advised he was recently elected as Chair to the Midwest Region. In this role, he also serves as a member of the National ICAOS Executive Committee. Doug was congratulated by Chair Tieszen for this new responsibility and representation of South Dakota.

GENERAL DISCUSSION

Nancy Allard, UJS Director of Trial Court Services and Deputy Compact Administrator for Probation, Doug Clark, DOC Executive Director of the Board of Pardons and Parole, and Sarah Ball, DOC Deputy Compact Administrator for Parole will be attending the Annual Business Meeting in Cleveland, Ohio on September 12-14, 2016.

Motion made by Nancy to adjourn the meeting. Motion was seconded by Brian Zeeb.

The meeting was adjourned at 2:45 PM.

Respectfully submitted by Cheryl F. Frost, Interstate Compact Coordinator for Probation.