

**Interstate Commission for Juveniles  
Emergency Commission Meeting  
April 23, 2020 2:00 p.m. ET  
Minutes  
Conducted via WebEx**



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**Call to Order**

The Emergency Commission Meeting of the Interstate Commission for Juveniles was called to order by Commission Chair Jacey Rader (NE) at 2:03 p.m. ET.

**Roll Call**

Executive Director MaryLee Underwood called the roll. Forty-nine (49) states were represented by a Commissioner or Designee; thus, quorum was established.

**Members in Attendance:**

1. Alabama	Patrick J. Pendergast, Designee
2. Alaska	Barbara Murray, Commissioner
3. Arizona	Howard Wykes, Designee
4. Arkansas	Judy Miller, Designee
5. California	Tony De Jesus, Designee
6. Colorado	Summer Foxworth, Commissioner
7. Connecticut	Tasha Hunt, Commissioner
8. Delaware	Melanie Grimes, Commissioner
9. District of Columbia	Jefferson Regis, Commissioner
10. Georgia	Tyrone Oliver, Commissioner
11. Idaho	Anne Connor, Designee
12. Illinois	Tomiko Frierson, Commissioner
13. Indiana	Mary Kay Hudson, Commissioner
14. Iowa	Kellianne Torres, Designee
15. Kansas	Jeff Cowger, Commissioner
16. Kentucky	Amy Welch, Commissioner
17. Louisiana	Angela Bridgewater, Commissioner
18. Maine	Roy Curtis, Designee
19. Maryland	Sherry Jones, Commissioner
20. Massachusetts	Rebecca Moore, Designee
21. Michigan	Roy Yapple, Commissioner
22. Minnesota	Tracy Hudrlik, Commissioner
23. Mississippi	Maxine Baggett, Designee
24. Missouri	Julie Hawkins, Commissioner
25. Montana	Cathy Gordon, Commissioner
26. Nebraska	Jacey Rader, Commissioner
27. Nevada	David Laity, Commissioner
28. New Hampshire	Caitlyn Bickford, Commissioner
29. New Jersey	Edwin Lee, Jr., Designee
30. New Mexico	Dale Dodd, Commissioner
31. New York	Francesco Bianco, Jr., Designee

32. North Carolina	Traci Marchand, Commissioner
33. North Dakota	Lisa Bjergaard, Commissioner
34. Ohio	Nathan Lawson, Commissioner
35. Oklahoma	Rachel Holt, Commissioner
36. Oregon	Nina Belli, Designee
37. Pennsylvania	Wendy Lautsbaugh, Commissioner
38. Rhode Island	JoAnn Niksa, Designee
39. South Carolina	Felicia Dauway, Designee
40. South Dakota	Charles Frieberg, Commissioner
41. Tennessee	Corrie Copeland, Commissioner
42. Texas	Daryl Liedecke, Commissioner
43. Utah	Raymundo Gallardo, Designee
44. Vermont	Trissie Casanova, Designee
45. Virginia	Natalie Dalton, Commissioner
46. Washington	Jedd Pelander, Commissioner
47. West Virginia	Stephanie Bond, Commissioner
48. Wisconsin	Casey Gerber, Commissioner
49. Wyoming	Maureen Clifton, Commissioner

**Members Not in Attendance:**

1. Florida	Agnes Denson, Commissioner
2. Hawaii	Vacant
3. Virgin Islands	Eavey Monique James, Commissioner

**Ex Officio Members in Attendance:**

1. Association of Administrators of the Interstate Compact on the Placement of Children (AAICPC) – Bruce Rudberg
2. Justice Solutions (Victims Representative) – Trudy Gregorie
3. National Partnership for Juvenile Services (NPJS) – Steven Jett

**ICJ National Office and Legal Counsel in Attendance:**

1. MaryLee Underwood Executive Director
2. Emma Goode Administrative and Training Coordinator
3. Jennifer Adkins Operations and Policy Specialist
4. Leslie Anderson Logistics and Administrative Coordinator
5. Joe Johnson Systems Project Manager
6. Richard L. Masters Legal Counsel

**Compact Office Staff in Attendance:**

1. Alabama	Chanda Leshoure
2. Alabama	Kaki Sanford
3. Florida	Tracy Howard
4. Georgia	Tracy Cassell
5. Georgia	Victor Roberts
6. Hawaii	Shirleen Cadiz
7. Hawaii	Kristen Davidson
8. Idaho	Monty Prow
9. Illinois	Holly Kassube
10. Indiana	Nita Wright

11. Indiana	April Simmons
12. Kansas	Liz Wilson
13. Kentucky	Anna Butler
14. Maryland	Latoya Oliver
15. Massachusetts	Stephania Cueva
16. Mississippi	Calle Johnson
17. New Jersey	Karen Kapsimalis
18. New Jersey	Brenda Beacham
19. North Carolina	Stephen Horton
20. North Carolina	Rachel Johnson
21. North Dakota	Jessica Wald
22. Oklahoma	Robert Hendryx
23. South Carolina	Mason Harrington
24. South Carolina	Tiffany Howard
25. South Dakota	Kathy Christenson
26. South Dakota	Cheryl Frost
27. Tennessee	Jacqueline Moore
28. West Virginia	Lynn Fielder
29. Wyoming	Brandon Schimelpfenig

**Other Affiliates and Guests in Attendance:**

1. Colorado	Susan Nickerson, Probation Supervisor
2. Illinois	Kaletha Seay, Probation Officer
3. Indiana	Allison Everhart, Probation Officer
4. Indiana	Iris Rivera, Probation Officer
5. Mississippi	Ilesha Laster, Adolescent Offender Counselor
6. New Jersey	Kebra-Ann Manning, Interstate Specialist – Probation
7. New York	D. Lengvarsky, Probation Officer
8. New York	Tonya Kilby, Probation Officer
9. New York	Gordon Diffenderer, Deputy Director Probation
10. North Dakota	Jennifer Liddle, Court Services Officer II
11. Ohio	Chris Coan, Probation Officer
12. Pennsylvania	Meredith Ketcham, Administrator
13. Pennsylvania	Rene Johnson, Warren County Children and Youth Service
14. Pennsylvania	Timothy Duff, Probation Officer
15. Pennsylvania	Daniel Reck, Director of Juvenile and Specialized Services
16. AAICPC	Association of Administrators of the Interstate Compact on the Placement of Children (AAICPC) – Carla Fults

**Rule Suspension**

**J. Niksa (RI) made a motion to suspend the rules regarding meeting notices due to the national state of emergency declaration. J. Pelander (WA) seconded. The motion carried by majority.**

## Agenda

C. Frieberg (SD) made a motion to approve the agenda. N. Dalton (VA) seconded. The motion carried by majority vote.

## Discussion

### Proposal of New Rule 2-108: Emergency Suspension of Enforcement

- Commission Chair J. Rader (NE) reported that on March 13, 2020 the President of the United States proclaimed the COVID-19 outbreak a national emergency. Following this, governors of all fifty-two (52) states and territories issued States of Emergency or Public Health Emergency Declarations. The Special Emergency Meeting of the Commission was called to ensure the Commission's appropriate response due to restrictions imposed by government officials and other collaborative partners. In response the Commission took the following steps to provide member states with guidance and support during the national emergency:
  - On March 13, 2020 the Commission's Executive Committee amended the Commission's Emergency Guidelines Policy.
  - The National Office launched web-based tools for information sharing regarding state specific restrictions. To date one hundred and seventeen (117) submissions regarding state specific restriction from forty-seven (47) states had been submitted utilizing these tools.
  - Legal Counsel, Rick Masters, suggested the Commission consider adoption of an emergency rule to address related concerns in the case of a prolonged national emergency.
  - On April 7, 2020 the Commission's Rules Committee held a special meeting to discuss promulgation of an Emergency Rule on Suspension of Enforcement in collaboration with the Commission's Executive Committee, Legal Counsel, and National Office staff.
  - On April 14, 2020 the Commission's Executive Committee reviewed and voted to support the Commission's Rules Committee proposal of new Rule 2-108: Emergency Suspension of Enforcement.
- Commissioner T. Hudrlik (MN), Chair of the Commission's Rules Committee presented the proposed new Rule 2-108: Emergency Suspension of Enforcement to the Commission and highlighted the following key components of the proposed rule:
  - The proposed rule would provide a mechanism for the Emergency Suspension of Enforcement of Commission Rules based upon a declaration of a national emergency by the President of the United States and/or declaration of emergency by one or more Governors of member states in extreme emergencies.
  - The proposed rule is not a suspension of the Commission's Rules, only suspension of the enforcement. Member states would still be obligated to perform all duties required by the Compact to the greatest extent possible.
  - The proposed rule would allow for suspension of enforcement by a two-step process. First, the full Commission would vote to authorize the Commission's Executive Committee to suspend enforcement of the rules or parts thereof. Secondly, the Commission's Executive



- Commission Chair J. Rader (NE) reported that adoption of Rule 2-108: Emergency Suspension of Enforcement by the Commission allowed for implementation of the rule. The Commission would need to vote to authorize the Executive Committee to vote to suspend enforcement. The floor was open for discussion.
  - **A. Connor (ID) made a motion to authorize the Commission’s Executive Committee to temporarily suspend enforcement of Commission Rules or parts thereof at this time, due to the COVID-19 emergency. M. Clifton (WY) seconded. The motion carried by a 47-2-0 vote.**

### **Closing Remarks**

- Commission Chair Jacey Rader (NE) advised the Executive Committee would meet immediately upon adjournment to vote on whether to suspend enforcement of the rules or parts thereof.
- Commission Chair Jacey Rader (NE) advised Commission members the regular rules promulgation process would be retroactively applied. Rule 2-108: Emergency Suspension of Enforcement will be posted for comment from May 7 to June 6, 2020. Any comments will be reviewed by the Commission’s Rules Committee and amendments made if necessary. The final posting will be in September 2020. The public hearing and final Commission vote regarding the proposed rule will be held in conjunction with the 2020 ICJ Annual Business Meeting.
- Commission Chair J. Rader (NE) reminded members of the two new initiatives launched by the Commission, the “Monday Meet-ups” held each Monday at 4:00 p.m. EST and the “Sharing Successful Strategies” that will be included in the ICJ Weekly Update.

### **Adjourn**

**C. Frieberg (SD) made a motion to adjourn the 2020 Special Emergency of the Commission meeting. S. Jones (MD) seconded. The meeting was adjourned at 3:00 p.m. ET.**