

**COMPLIANCE COMMITTEE MINUTES**  
**Tuesday, September 13, 2022**

PRESENT	Steven Bullard	Kentucky Commissioner	Chair
	Daron Korte	Minnesota Commissioner	
	Peter Laing	Arizona Commissioner	
	Ann Pettit	South Dakota Commissioner	
	Shelley Joan Weiss	Wisconsin Commissioner	
	Nick Sojka	North Carolina Commissioner	
	Sarah Forster	Maine Commissioner	
	Michael Price	Michigan Commissioner	
EXCUSED	John "Don" Kaminar	Arkansas Commissioner	Ex-officio
	Ray Shaw	Montana Commissioner	
	Davis Whitfield	NFHS	
STAFF	Cherise Imai	Executive Director	
	Stephanie Ramsey	Communications Associate	
	Lindsey Dablow	Training & Operations Associate	
	Stuart Michael	General Counsel	

**ITEM 1 – CALL TO ORDER**

1. The meeting was called to order at 2:01 PM ET by Compliance Chair Steven Bullard (KY).

**ITEM 2 – ROLL CALL**

2. Training and Operations Associate Lindsey Dablow conducted roll call and a quorum was established.

**ITEM 3 – APPROVAL OF THE AGENDA**

3. Commissioner Shelley Joan Weiss (WI) motioned to approve the agenda as presented. The motion was seconded by Commissioner Peter Laing (AZ). Motion carried.

**ITEM 4 – APPROVAL OF THE MINUTES**

4. Commissioner Weiss motioned to approve the minutes from July 19, 2022 as presented. The motion was seconded by Commissioner Laing. Motion carried.

**ITEM 5 – REPORTS**

5. **Executive Committee (EXCOM)** - Chair Bullard reported the EXCOM met on July 16, 2022 and August 18, 2022. The EXCOM's focus was the Annual Business Meeting (ABM). He directed Members to Ms. Dablow should they have any questions or need assistance with lodging.
6. Chair Bullard informed the Committee that the Rules Committee completed their review of the Rules Book and would present edits and amendments at ABM. The ABM Public Meeting Notice was distributed via Constant Contact on Thursday, September 15, 2022.

7. The Chair stated Commission Treasurer Brian Henry reported the Commission's annual audit came back with no findings and the Commission was on target financially for the first quarter of FY23. Finally, the Tier Groups met a second time to discuss the Compact Citation correction and National Guard and Reserve issue. The meetings were recorded and posted on mic3.net.

8. Commissioner Weiss asked for an update on questions submitted to EXCOM during the July 19, 2022 committee meeting. Executive Director Cherise Imai responded meetings were set with the Department of Defense State Liaison Office to discuss the Military Representative appointment process, and both the U.S. Public Health Services and The National Oceanic Atmospheric Administration to collaborate and assist Commissioner Weiss with obtaining an appointment for Wisconsin's State Council. Executive Director Imai states she would reach out to Commissioner Weiss after those meetings.

## ITEM 6 – OLD BUSINESS

9. **State Council Meetings: FY22 Non-Compliant States** – Chair Bullard informed Members that North Dakota had not held a State Council meeting in FY22 as required by statute. Per policy *1-2019 Resolving Compliance Issues*, Executive Director Imai contacted the Compact Commissioner for North Dakota on September 2, 2022 and the Compliance Chair sent a second email on September 8, 2022. Chair Bullard requested the Commissioner hold a State Council meeting prior to October 7, 2022 so it would take place prior to the ABM and could be counted for FY22. As of the Compliance Meeting, North Dakota's Commissioner had not responded to either email.

10. Chair Bullard asked for a motion so the issue could be discussed by the Committee. Commissioner Nick Sojka made a motion to elevate North Dakota's failure to hold a State Council Meeting in FY22 to Level Three as outlined in the policy. Chair Bullard reminded Members a second to the motion would allow the Members to discuss the agenda item. There being no second the motion failed.

11. **End-of-Year Reporting** – Chair Bullard reviewed the End-of-Year Reporting document reminding Members the Committee voted to elevate New Jersey to a Level Four and referred that state to the EXCOM for further action. The EXCOM requested General Counsel prepare a letter of default to send to the Compact Commissioner for New Jersey and during the preparation of that document the Commissioner submitted reports for both FY21 and FY22.

12. Chair Bullard reminded the Members that for the past two years the Committee has extended the deadline to receive reports. He noted this required the National Office to spend additional time contacting delinquent states, tracking, and preparing late reports, so the Committee may want to consider not extending the deadline in FY23 since states have had five years to acclimate to the policy.

13. Commissioner Weiss stated developing online forms for the End-of-Year Report, Code of Conduct, and Conflict of Interest made it easier for states to submit their information in a consistent manner. Commissioner Sarah Forster (ME) noted the benefit of taking additional time to contact delinquent states did allow the states to submit their reports which is the goal of the policy. Chair Bullard thanked both Commissioners and stated this would be discussed at future committee meetings.

14. **Review of Current Compliance Policies** – Chair Bullard stated during the May meeting the Committee discussed, "What policy is in place to address any situation where the Commissioner is out of Compliance?" In July, the Members reviewed policies from the Interstate Commission for Juveniles

and the Interstate Commission for Adult Offender Supervision. At the July meeting Members requested the National Office review current MIC3 policies and present a recommendation to this Committee.

15. Mr. Michael stated General Counsel is reviewing the documents to provide appropriate guidance to the Committee. Mr. Michael noted a superficial review of the documents indicated some policies could be made into Rules, but General Counsel will provide additional information at a later meeting once the review has been completed.

16. Commissioner Weiss thanked General Counsel for their brief and reminded the Committee that Commissioners are not employees or appointed by anyone at the national level and serve at the will of the appointing authority in their state. She cautioned against creating any friction between the Commission and member states. Mr. Michael responded MIC3 is a national organization with delegates from every state, and while it does have some authority to appoint members to the EXCOM or to delegate committee assignments there are certain restrictions on what the Commission can't do. However, the Commission has a core mission to serve the best interests of military-connected children through the Compact, recognizing that the states have different needs, but all are focused on that goal.

#### **ITEM 7 – NEW BUSINESS**

17. **2022 ABM Compliance Committee Report** – Ms. Dablow reviewed the Compliance Committee report that will be presented at the ABM. Commissioner Weiss made a motion to accept the Compliance Committee report as presented. Commissioner Forster seconded the motion. Motion carried.

18. **Expectations for Commissioner's Participation and Engagement at the ABM and Standing Committee Meetings** – Chair Bullard reminded Members the memo being reviewed was disseminated prior to the 2021 ABM. He noted that 35% of the Commission had never attended an in-person meeting and this information would be timely for those Members. Commissioner Weiss made a motion to accept the memo and distribute it on October 10, 2022 prior to ABM. Commissioner Laing seconded the motion. Motion carried.

#### **ITEM 8 – OTHER BUSINESS AND ANNOUNCEMENTS**

19. **Items for the Executive Committee (EXCOM)** – Commissioner Weiss asked if the Committees would meet during the ABM and Executive Director Imai responded they would not be. The Members had no further questions or comments for the EXCOM.

#### **ITEM 9 – ADJOURNMENT**

20. With no further business to conduct, Chair Bullard adjourned the meeting at 2:38 PM ET.