

COMPLIANCE COMMITTEE MINUTES
Monday, August 14, 2023

PRESENT	Steven Bullard	Kentucky Commissioner	Chair
	Daron Korte	Minnesota Commissioner	
	Shelley Joan Weiss	Wisconsin Commissioner	
	Nick Sojka	North Carolina Commissioner	
	John "Don" Kaminar	Arkansas Commissioner	
	Michael Price	Michigan Commissioner	
	Eileen Huck	National Military Family Association (NMFA)	Ex-Officio
EXCUSED	Sarah Forster	Maine Commissioner	
	Ray Shaw	Montana Commissioner	
STAFF	Cherise Imai	Executive Director	
	Lindsey Dablow	Training & Operations Associate	

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. The motion was seconded by Commissioner John "Don" Kaminar (AR). Motion carried.**

ITEM 4 – APPROVAL OF THE MINUTES

4. **Commissioner Weiss motioned to approve the minutes from March 14, 2023, as presented. The motion was seconded by Commissioner Kaminar. Motion carried.**

ITEM 5 – REPORTS

5. **Executive Committee (EXCOM)** - Chair Bullard stated the EXCOM met on July 20, 2023, and reviewed Blue Star Families' ex-officio application. The Chair noted more information on the topic would be shared with the Commission prior to the Annual Business Meeting (ABM).

6. Chair Bullard informed Members the Finance Committee proposed and the EXCOM accepted changes to policy *1-2014 Travel Reimbursement and Guidance*. The Chair stated a webinar would be forthcoming to outline the amendments to the policy and provide additional guidance to official attendees traveling to the ABM on behalf of their state or organization.

7. Chair Bullard stated the EXCOM voted to accept Legal Advisory *2-2023 Compact Application to Sovereign Nations and Tribal Lands* which concluded the Compact does not apply to schools operated by a sovereign tribal nation. The Chair explained the legal advisory was published on the Legal Opinions page on mic3.net.

8. Chair Bullard concluded his report reminding Commissioners to register for the ABM if they had not already done so.

ITEM 6 – OLD BUSINESS

9. **State Council Meetings** – Chair Bullard reviewed the State Council Meeting document with the committee. The Chair noted the Compact Commissioner position in Alaska and Arizona was vacant so those two states are out of compliance but cannot be addressed until the Compact Commissioner vacancy is filled. Chair Bullard noted the dates reminders were sent out by headquarters prior to the fiscal year (FY) deadline as well as the Compliance Chair's email that was sent directly to the outstanding states. The Chair explained Minnesota and Virginia provided clarifying information or meeting documentation demonstrating the state was compliant. He noted no response was received from Idaho or New Jersey.

10. Commissioner Weiss asked why some meetings held in 2023 were noted under FY22 and Executive Director (ED) Cherise Imai responded, due to pandemic, the Compliance Committee provided an extension until August 31st to allow member states to hold their state council meeting and allow it to count for the state council's FY22 meeting.

11. **Commissioner Kaminar made a motion to direct the Compliance Chair to contact Idaho and New Jersey again before elevating the outstanding states to a Level Four (4) under the 1-2019 Resolving Compliance Issues policy. Commissioner Weiss seconded the motion. Motion carried.**

12. **Legal Review of Commission Policies Memo** – Chair Bullard noted the *Legal Review of Commission Policies* memo was part of the Committee's action items under the current Strategic Plan. The Chair stated the action item was assigned to both the Compliance and Rules Committees. He stated the Rules Committee approved the memo during their August 8, 2023, meeting.

13. **Commissioner Michael Price (MI) made a motion to accept the Legal Review of Commission Policies memo. Commissioner Kaminar seconded the motion. Motion carried.**

14. Chair Bullard noted upon review of the Commission's policies, General Counsel recommended policy *1-2023 Monitoring Compact State and State Legislation* to clarify the Commissioner's obligation as it relates to monitoring the status of the Compact statute in their state and actions to take when made aware of proposed legislative amendments to the Compact statute.

15. The Chair noted the intent of the proposed policy was to establish a procedure for the review of proposed legislative changes to a member state's Compact statute or Compact-adjacent legislation allowing for the transparent and timely analysis of proposed legislation. The Chair stated the intention of the proposed policy is to preserve the integrity of the Compact and the membership of the Commission.

16. Commissioner Weiss asked how much time the Commission would have to review the proposed policy prior to the ABM and Chair Bullard responded the proposed policy would be released to the Commission once it is approved by the EXCOM. He reminded Members that the EXCOM reviews and votes on all policies prior to adoption.

17. Commissioner Daron Korte (MN) asked if the Commission would provide support to states that do not have resources or access to track legislation. ED Imai responded the national office would

assist states and provide resources to those who need the support. She explained headquarters would track legislation through State Net with LexisNexis. Commissioner Korte suggested headquarters provide the support options offered by the national office when the policy is reviewed at ABM. He also noted the use of “promptly” in the third paragraph under Section IV was a subjective term and recommended defining the timeline. ED Imai responded the intent is for Commissioners to inform headquarters once they are made aware and cautioned against defining “promptly” because the timeline may not be the same for all member states.

18. Chair Bullard suggested adding a note to clarify “promptly” or “timely.” ED Imai responded, with the Committee’s approval, headquarters would develop a memorandum to address the Committee’s concerns and provide information on support and resources available that would be distributed after ABM to the Commission.

19. **Commissioner Kaminar motioned to approve policy 1-2023 *Monitoring Compact State and State Legislation* and the proposed memorandum. Commissioner Korte seconded the motion. Motion carried.**

ITEM 7 – NEW BUSINESS

20. **2023 End-of-Year Report** – Chair Bullard stated two states, Mississippi and New Jersey, failed to submit End-of-Year Reports for FY23. He noted more than five reminders were sent out from headquarters requesting outstanding states complete the online form. As the Compliance Chair, Commissioner Bullard personally emailed the outstanding states on July 28, 2023. The Chair noted the remaining states have newly appointed Commissioners or vacancies so the deadline for those states was extended to accommodate the situation.

21. **Commissioner Weiss made a motion requesting the Compliance Chair contact Mississippi and New Jersey again before elevating those states to a Level Four (4) under the 1-2019 *Resolving Compliance Issues* policy. Commissioner Kaminar seconded the motion. Motion carried.**

22. **Commissioner Vacancies and Appointments** – Chair Bullard provided an update to the committee on Commissioner vacancies and recent appointments. He noted vacancies for Alaska, Idaho, Iowa, and Vermont were recently filled, but the Commission is pending appointments for Arizona, California, and Oregon. The Chair reported headquarters is working with the appointing authorities in those states to fill the Commissioner position.

23. **Memorandum: Expectations for Commissioner Participation and Engagement at the ABM** – Chair Bullard explained the proposed memo had been distributed annually prior to the ABM and outlined the Commissioner’s, Designee’s, and Proxy’s role and responsibilities prior to and during the ABM.

24. **Commissioner Price motioned to approve the *Expectations for Commissioner Participation and Engagement at the ABM* memo and release it to the Commission on October 9, 2023. Commissioner Weiss seconded the motion. Motion carried.**

25. **Compliance: ABM Presentation** – Chair Bullard yielded the floor to Ms. Dablow who reviewed the presentation. Chair Bullard noted he would work with headquarters to update the presentation leading up to the ABM.

26. **Commissioner Kaminar motioned to approve the ABM presentation. Commissioner Weiss seconded the motion. Motion carried.**

ITEM 8 – OTHER BUSINESS AND ANNOUNCEMENTS

27. **Items for the Executive Committee (EXCOM)** – There being no feedback from the Members Chair Bullard moved to the next agenda item.

28. **Compact 101 Virtual Training** – Chair Bullard noted the upcoming monthly Compact 101 virtual training would be held on September 14, 2023, at 2:00 PM ET.

29. **Upcoming Webinars** – Chair Bullard reviewed the upcoming webinars with the committee. Commissioner Weiss asked if headquarters was collecting data on the webinars and Ms. Dablow responded the Commission’s YouTube channel collects analytics on all posted videos. Commissioner Weiss suggested publishing the data.

ITEM 9 – ADJOURNMENT

30. There being no further business to conduct, Chair Bullard adjourned the meeting at 2:41 PM ET.

DRAFT