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Secretary



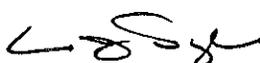
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Administrator

ADMINISTRATOR'S MEMO TO COUNTIES

MEMO # 14-03

DATE: March 6, 2014
TO: County Departments of Human/Social Services Directors
FROM: Cari J. Taylor, Administrator 
SUBJECT: Interstate Compact for Juveniles (ICJ): Revised Rules; Rules Amendment Training Available Online

The Interstate Compact for Juveniles governs the return of runaway youth who cross state lines and provides for courtesy supervision of a delinquency or JIPS order when a youth under one state's jurisdiction moves to or lives in another state. Your agency's intake and juvenile justice dispositional/ongoing workers need to be aware of Compact rules and procedures in order to assist our State in complying with national ICJ standards.

I. Notification of Revised Compact Rules

On April 1, 2014, revisions to the nationwide rules for the Interstate Compact for Juveniles (ICJ) will go into effect. While the revised rules are similar to those currently in effect, it is important to note some changes that have been made. This memo is not meant to be all-inclusive of the 2014 ICJ rule changes; rather, it provides an outline of the most significant changes which are highlighted below:

Sending and Receiving Referrals

- Sending and Receiving Referrals (See Rule 4-102); "When it is necessary to place a State Committed (parole) juvenile out-of-state prior to the acceptance of supervision, the sending state shall determine if the circumstances of the juvenile's immediate placement justify the use of a travel permit, including consideration of the appropriateness of the placement. If approved by the sending state, it shall provide the receiving state with the approved travel permit along with a written explanation as to why ICJ procedures for submitting the referral could not be followed."
- **Implication for your agency: A juvenile placed at Lincoln Hills or Copper Lake School or receiving correctional aftercare supervision in the community will not need to remain in the State of Wisconsin prior to the transfer of supervision request being approved by the receiving state. The old rule did not allow a post-release "parole" youth to transfer to the receiving state until the supervision request had been approved, sometimes leading to significant delays in a youth being reunited with her/his family.**

Transfer of Supervision Procedures for Juvenile Sex Offenders:

- Sex Offender Sending and Receiving Referrals (See Rule 4-103); "When it is necessary to place a juvenile sex offender out-of-state prior to the acceptance of supervision, the sending state shall determine if the circumstances of the juvenile's immediate placement justify the use of a travel permit, including consideration of the appropriateness of the placement. If approved by the sending state's ICJ Office, the following procedures shall be initiated:
 - provide the receiving state with an approved travel permit, along with a written explanation as to why ICJ procedures for submitting the referral could not be followed;
 - complete and send an ICJ referral to the receiving state within ten (10) business days of the travel permit being issued. The receiving state shall make the decision whether it will expedite the ICJ referral or process the referral according to Rule 4-102;
 - within five (5) business days of receipt of the travel permit, the receiving state shall advise the sending state of applicable registration requirements and/or reporting instructions, if any. The sending state shall be responsible for communicating the registration requirements and/or reporting instructions to the juvenile and his/her family in a timely manner; and
 - the sending state shall maintain responsibility until supervision is accepted in the receiving state."

- **Implication for your agency: A juvenile sex offender on parole or probation will not need to remain in the State of Wisconsin prior to the transfer of supervision request being approved by the receiving state. Again, the old rule did not allow a sex offender youth to transfer to the receiving state until the supervision request had been approved.**

Supervision/Services Requirements

- Imposing supervision fees for ICJ juveniles (See Rule 4-104); "The receiving state may impose a supervision fee on any juvenile who is supervised if the same supervision standards prevail for its own juveniles released on probation or parole. The sending state shall not impose a supervision fee on a juvenile who transfers to a receiving state."

- **Implication for your agency: A juvenile being supervised under the provisions of ICJ may be charged supervision fees, using the same policies and standards that apply to the Wisconsin youth and families served by your agency.**

Travel permits

- "Travel permits (see Rule 5-102); a travel permit will only be mandatory for juveniles traveling out-of-state for a period in excess of twenty-four (24) consecutive hours and who have committed or the case circumstances include any of the following:
 - Sex-related offense;
 - Violent offenses which resulted in personal injury or death;
 - Offenses committed with a weapon;
 - Juveniles who are state committed;

- Juveniles who are in the other state during the time period that their ICJ placement is being requested or evaluated (“testing placement”)
 - Juveniles returning to the state from which they were transferred for the purposes of visitation;
 - Juveniles transferring to a subsequent state(s) with the approval of the initial sending state; and
 - Transferred juveniles in which the victim notification laws, policies and practices of the sending and/or receiving state require notification.”
- **Implication for your agency: Many youth will no longer require travel permits. Issuance of travel permits will be focused more on youth who may present higher risk to public safety. Your agency sets its own policies for when and under what circumstances a travel permit must be issued to a delinquent or JIPS youth going outside of Wisconsin. However, the rule cited above defines when a travel permit issued to a delinquent or JIPS youth must be sent to the WI ICJ office for transmittal to another state.**

II. Rules Amendment Training Available Online

Online training for the ICJ is available through the National Interstate Commission for Juveniles. The following link will direct you to the training resources page on the national website:

<http://www.juvenilecompact.org/Training/ResourcesMaterials.aspx>. We encourage your agency to take advantage of the convenient online training sessions provided by the Commission found at the following link: <http://www.juvenilecompact.org/Training/RequestReceiveTraining.aspx>.

Thank you for continuing to be an essential part of Wisconsin’s participation in the Interstate Compact for Juveniles.

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