



# Idaho Sheriffs' Association

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## IDAHO SHERIFFS' ASSOCIATION

### Board of Directors

ICRMP Building, Boise Idaho  
September 27, 2017

**Board Members:** Sheriffs Sanders, Wolfinger, Goetz, Humphries, Wilde, Donahue, Rowland, Nielsen, and Bolen.

**Non-Board:** Vaughn Killeen, Cindy Malm, and Mike Kane

President Humphries called meeting to order at 1:50 p.m.

**Minutes:** Motion to approve June 12, 2017 BOD minutes made by Sheriff Donahue, Sheriff Nielsen seconded the motion, minutes approved

### **Directors Report:** *Executive Director Killeen*

Budget- Reviewed, Sheriff Sanders moved to go into executive session for the rest of the budget discussion and Sheriff Donahue seconded the motion, Approved. Once out of executive session, Sheriff Goetz made the motion to add \$18,000 to the budget for personnel expenses, Sheriff Sanders seconded and all approved. See executive session minutes for details. Sheriff Wolfinger moved to approve the entire budget as presented, Sheriff Rowland seconded, and motion was approved.

WSSA 100% Membership – ISA's goal was to have 100% membership in the Western States Sheriffs' Association but there is at least one sheriff who may not want to be a member. Vaughn stated he would do a survey monkey to see if any sheriff wants to opt out.

DEA- DEA has changed its fiscal year to October 1 and the money budgeted for this year has to be spent by then.

Program Review-DOT, Offender Watch, VINE- all are going well

### **Jail Standard Committee Report-** *Chair Sheriff Wilde*

PREA-Jail Inspector Malm has completed one IPREA audits this year, conducted two that are in corrective action, and has three PREA audits and one IPREA audit coming up. Port of Hope in Boise has asked Inspector Malm to complete a PREA audit for them through the Idaho Sheriffs' Association. There was discussion on whether this should be approved or not. Sheriff Goetz made the motion that we shouldn't do the audit and Sheriff Donahue seconded the motion. During discussion, Sheriff Nielsen asked if Inspector Malm had already told Port of Hope she

would do the audit and she replied she had told them she would do it. Because Inspector Malm already agreed to do the audit and Executive Director Killeen and President Humphries approved the request when it was made, the Board agreed to allow this one audit to continue. Sheriff Goetz withdrew his motion and Sheriff Donahue withdrew his 2<sup>nd</sup>.

Sheriff Wilde reported that the Jail Standards Review Sub-committee has finished the draft of the revised Idaho Jail Standards and they are ready to be sent to the Committee for approval. We are only waiting on a review from Kate Pape of Ada County before sending them out.

The draft state-wide policies and procedures manual for jails has been completed and now finishing touches are being added. The policies and procedures will be ready for use by the end of the year.

There is a meeting scheduled with the ACLU, Sheriff Wilde, Executive Director Vaughn Killeen, and Cindy Malm on Sept. 28, 2017 to discuss the proposed changes to the mental health jail standards. The meeting will also include Disability Rights Idaho.

There was discussion by the Board on mental health and Sheriff Donahue stated it is being discussed on the State Level to try to find better solutions for caring for the mentally ill than putting them in jail.

There was a discussion about the Public Defense Commission's changes to the IDAPA rules. The Commission was created to make sure dollars are used more wisely. It oversees several things including verifying the rules are followed for public defense and checking jail facilities to make sure they comply with the rules. Sheriff Donahue will be getting more information about what the Commission is doing and the rule changes. Until then we need to be vigilant.

**Operations Committee- Chair Sheriff Sanders**

OHV reports are due.

Search and Rescue want more involvement from the Idaho Sheriffs' Association at their meetings. A discussion ensued and it was decided that they need to let the Association know when the meetings are being held so sheriffs can attend when it is in their area.

**Training Committee-Chair Sheriff Nielson**

The Sheriffs' Association is getting a partial grant to bring in a speaker, Stephen Gower, for the December meeting.

The Civil School wants to have a committee for putting together the Civil School including curriculum to be taught, the location, instructors, etc. There was discussion on this and Sheriff Nielsen moved to approve the formation of the committee and Sheriff Sanders seconded; Approved.

Executive Director Killeen stated the Civil Manual is four years old and needs updated. There is money in the budget to get an attorney to work with the committee where the attorney can help

write the manual and the committee can review it. The Board authorized Vaughn to move forward with it.

**POST Report-Sheriff Nielson**

There was a lengthy discussion on P.O.S.T. practices and it was agreed that P.O.S.T. needs to work on being “us” instead of “them” and “us”.

**Legislative Committee Report-Lobbyist Mike Kane**

The Board discussed a letter from the Prosecutor’s Association about Representative Perry’s comments in an article stating the public defender system in Idaho is inadequate. The prosecutors are requesting that the Sheriffs Association join them in authoring the letter. Lobbyist Kane suggested asking them to tone down the letter and a discussion followed. Sheriff Nielsen made the motion to participate with prosecutors in endorsing the letter, but asked the letter to be toned down. Sheriff Wolfinger seconded; Approved.

Civil Asset Forfeiture was supported but the governor vetoed it. Mike explained a large meeting of law enforcement representatives came up with ideas for changes to take to the governor. He will be sending an email that explains their view of what to recommend to the governor. Sheriff Nielsen made the motion to accept the proposed changes and Sheriff Donahue seconded to move forward with Mike continuing to review; Approved.

The Bail Enforcement Agents bill didn’t go last year. Some new language changes have been added and Mike feels it is now good to go.

State Fee Per Inmate Day – The rate IDOC pays to house prisoners in the jail has very slowly gone up but is far from meeting the actual cost of housing prisoners. Mike said the \$45.00 they pay is a floor and not a ceiling and we should tell them to pay the actual cost. Vaughn replied that they won’t pay it. He said we need to be more proactive in the legislature. Mike stated we should push the issue of the higher pay or insist they pick up their prisoners within the time limit. Everyone agreed we need to get the Commissioners more involved. The subject will be presented at the December ISA meeting to reach a decision of what to do.

Marcy’s Law- ISA supports it

Marcy’s Law Op-Ed – ISA already supports it and President Humphries will sign the letter of support.

AAA Interlock Device – Offender pays for the device; Mike said ISA should think about it.

Extra Territorial Authority of Peace Officer - The Chiefs are not endorsing it.

Amendments to jail medical fees 20-619 – Mike said the amendments recommended by the Idaho Jail Administrator’s Association may not go because of the increases being proposed for the housing of prisoners. Their proposals will be discussed with the Jail Administrators at the December meeting.

Trespass Amendments from Wilks Land Owners – Oppose

DUI Diversion Program – Includes the interlock device. The Board stands favorably with the bill but a final decision will be made at the December meeting.

Trespassing on Railroad Property – There was discussion about ISA writing a letter stating it is unconstitutional and we are not willing to support it.

Level I Reserve Proposal – Sheriff Donahue made the motion to oppose and Sheriff Wolfinger seconded; Approved.

Sheriff's Sales – Sheriff Goetz motioned to support the Sheriff's Sales draft and Sheriff Sanders seconded; Approved.

**Future Appointments:**

For 2<sup>nd</sup> Vice President, Vaughn stated the position should come from the East. Sheriff Goetz and Sheriff Nielsen recommended Sheriff Craig Rowland.

For Secretary, Sheriff Rowland recommended Sheriff Richard Skiles.

The Board agreed Sheriff Nielsen should maintain the P.O.S.T. Council Appointment and the Juvenile Justice Commission position.

The Board agreed that we need to find a newer sheriff to sit on the Amber Alert Committee. Sheriff Goetz made the motion to recommend Sheriff Jim Kaczmarek from Boise County, Sheriff Nielsen seconded the motion; Approved.

Mandatory Minimum Sentencing subcommittee of ICJC – Sheriff Donahue made the motion for Mike Kane to sit on the subcommittee, Sheriff Nielsen seconded the motion; Approved.

Sheriff Goetz will be the Chair of the IAC Legislative Committee

The meeting was adjourned at 4:40 p.m.