

Interstate Compact Eligibility

Effective on August 1, 2004, eligibility to transfer supervision under the Interstate Compact on Adult Offender Supervision is subject to the following criteria:

- Offender is an Adult, or a juvenile treated as an adult by the court, who is
- Subject to supervision, i.e., required to report to or be monitored by supervising authorities, as the result of commission of a criminal act, and who
- Has been sentenced or received a deferred sentence for:
 1. a felony offense, or
 2. a misdemeanor which meets ALL of the following criteria:
 - a. Offender has been placed on supervision for one year or more
 - b. Offender is subject to a sentence GREATER THAN six months of incarceration upon revocation; and
 - c. Offense involves: one of the following:
 - 1) direct or threatened, physical harm to a victim
 - 2) a second or subsequent OWI, or
 - 3) a sexual offense requiring registration as a sex offender in the sending state;
- Has at least three months of supervision remaining;
- Has the approval of the Sending State; and
- Has a valid plan of supervision in the Receiving State.

A Receiving State SHALL accept transfer if the offender is in substantial compliance with the terms of supervision, and the offender is either

- A "resident" of the receiving state; OR
- Has "resident family" in the receiving state who indicate willingness and ability to provide assistance as specified in the supervision plan AND the offender can obtain employment or has a visible means of support in the receiving state.

A Receiving state, for good cause shown, may consent to the transfer of the supervision of an offender who does not otherwise qualify for transfer of supervision.