



**Commission Executive Committee
Minutes**

February 9, 2021

2:00 pm - 4:00 pm CT

Members Present:

- K. Glazier, Chair (OK)
- S. Pfenning, Vice-chair (ND)
- A. Oertwich, Treasurer (NE)
- J. Baker, Member-at-Large (FL)
- C. Moody, Member-at-Large (SC)
- M. Poortenga, Member-at-Large (MT)
- P. Zickafoose, Member-at-Large (DE)

Others:

- M. Bieniek, associate, NLC
- R. Fotsch, director, Legislative Affairs and Advocacy, NCSBN
- N. Kalfas, legal counsel, Council of State Governments
- D. Kappel, director, Marketing and Communications, NCSBN
- F. Knight, legal consultant, NLC
- M. Kotnaur, director, Marketing and Advocacy, NCSBN
- R. Masters, special counsel, NLC
- J. Puente, director, NLC
- L. Scheidt (MO)
- B. Thompson May (MS)
- J. Ridenour (AZ)

#	Agenda Item	Discussion	Action
1.	a) Call to Order b) Roll Call c) Declare Quorum Present d) Adopt Agenda	<ul style="list-style-type: none"> Chair K. Glazier called the meeting to order at 2:03 pm CT M. Bieniek did the roll call. All members were present. 	K. Glazier declared a quorum present. C. Moody moved to adopt the agenda as presented and P. Zickafoose seconded. The motion carried.
2.	Executive Committee (EC) Draft Meeting Minutes of December 16-17, 2020		A. Oertwich moved to adopt the Dec 2020 meeting minutes as presented and J. Baker seconded. The motion carried.
3.	Legislative Update	R. Fotsch provided the legislative update. <u>APRN Compact:</u> <ul style="list-style-type: none"> North Dakota: the bill has passed the House. Delaware: moved out of first committee. A companion bill will be filed. It will align DE with the compact. <u>NLC:</u> <ul style="list-style-type: none"> Awaiting bill filing in PA and NV. Washington: there were meetings with a democratic leader which included the WSNA which is opposed. Seattle Times editorial board advocated for WA to join NLC. Oregon: there is problematic language in the bill re: rulemaking. California: staff meets with the sponsor next week. There is labor opposition but also a big coalition. Alaska: the governor supports the NLC. Bills are not being moved until the House organizes. Guam: Staff submitted testimony and attended the bill hearing on Feb 3, 2021 before the appropriations committee. There 	

		<p>is significant support. Bill may be moved to the committee of the whole next week. Staff will provide supplemental testimony.</p> <ul style="list-style-type: none"> • Illinois: there is strong labor opposition from AFL-CIO. There is a democratic majority as well as a new Speaker. • Michigan: bill was vetoed in 2020 by the governor. Coalition is working to move the bill forward. The regulatory agency has concerns with discipline. • Ohio: The bill has a strong senate sponsor. ONA has changed position as is now neutral on the bill. • New York: the bill filed is the original NLC model legislation. The Dept of Defense is working to get the language corrected. • Vermont: a bill is filed and the regulatory agency supports the bill. • Massachusetts: working with a nonpartisan policy commission on an NLC report. An NLC bill is filed. • Rhode Island: A bill was filed and a meeting is being scheduled by staff with the BON and stakeholders. 	
<p>4.</p>	<p>Rules Committee Report a. Regulatory FAQ Survey Results b. Rules Handbook Update</p>	<p>Committee Chair B. Thompson May provided the committee report.</p> <ul style="list-style-type: none"> • The rules committee shared the discussion and comments received regarding agreed dispositions related to a felony as a disqualifier and the different interpretations of agreed dispositions. • The FAQs are revised to make them cleaner and add more clarity. • Masters commented that due to environmental changes related to criminal justice reform, there are evolving opinions which now favor more leniency. 	

		<ul style="list-style-type: none"> • A question raised by Rules Committee members is: should the interpretation of the provision involve the licensee being eligible or ineligible versus just deferring to state interpretation in each instance of application? Leaving discretion to state law counters the need for uniformity in the compact. The original intent of the NLC was that if charged with a felony and if you entered into some sort of an agreement and met all requirements, that you were ineligible for a multistate license but may be considered for a single state license. • J. Baker mentioned that Florida has an action of “adjudication withheld” and how that impacts eligibility for a multistate license. 	
5.	<p>Compliance Committee Report</p> <p>a. Party State Self-Assessment for Compliance</p>	<p>Committee Chair L. Scheidt provided the committee report.</p> <ul style="list-style-type: none"> • She presented the revised self-assessment for Executive Committee review and approval to advance to the Commission. • There are several revisions that staff will make to the tool, as requested by the committee chair and Executive Committee members. 	<p>P. Zickafoose moved to approve the self-assessment tool to advance to the next Commission meeting for adoption and J. Baker seconded. The motion carried.</p>
6.	NLC Governance Training	<p>Consultant attorney N. Kalfas provided a proposal to provide governance training at the NLC Commission annual meeting as requested by the Executive Committee.</p>	<p>J. Baker moved to accept the proposal presented by N. Kalfas and approve proceeding with development of the presentation for annual meeting 2021 and A. Oertwich seconded. The motion carried.</p>
7.	<p>NLC Marketing Plan Update</p> <p>a) January “NLC Month” Metrics</p> <p>b) Status of NLC Instagram</p>	<p>D. Kappel provided the marketing plan update.</p> <ul style="list-style-type: none"> • There has been an increase in the number of people accessing the NLC stories. • Users have also shared with 	

	Implementation	<p>others in many cases.</p> <ul style="list-style-type: none"> Followers have increased. There are 13,000 impressions. Marketing will do some “boosted” posts which are paid and increase visibility. We will have a full-page ad in publications of CSG and NCSL in March. There will be a digital ad in an NCSL publication. 	
8.	NLC Conference Update	<ul style="list-style-type: none"> Staff provided an update on the May 2021 virtual NLC conference. Staff are meeting with each committee to plan and develop the content that will be presented at the virtual conference. Staff have confirmed the dates that each committee will present. Staff are working on an outline of content for submission to the meetings manager. 	
9.	Member Updates and Open Discussion	There were no member updates or other discussion.	
		The business meeting adjourned at 3:35 pm CT.	
10.	Executive Session: (Closed) Pursuant to Article VII (b)(5)(iii)(iv)		<p>Special Counsel R. Masters certified that based on NLC Article VII (b)(5)(iii)(iv) this agenda item can have legal liability associated with it and is appropriate for discussion in executive session.</p> <p>J. Baker moved to go into executive session at 3:38 pm CT and S. Pfenning seconded. The motion carried.</p> <p>P. Zickafoose moved to come out of executive session at 4:11 pm CT and</p>

			M. Poortenga seconded. The motion carried.
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