

**Idaho Criminal Justice Commission
Human Trafficking Subcommittee
Second August Meeting
August 30th, 2018**

Location: Idaho Water Center, 322 East Front Street, Suite 570 Boise, Idaho.

Time: 1:15 p.m.–2:45 p.m.

Members Present:

Eric Fredericksen, Chair, SAPD
Tim Brady, Vice-Chair, Boise City Police
John Dinger, Deputy Ada County Prosecutor
Michael Miraglia, Boise City Police
Melissa Wintrow, House Jud, Rules & Admin

Jennifer Zielinski, ID Anti-Trafficking Coalition
Greg LeDonne, Idaho Attorney General's Office
Anne Connor, Idaho Dept. Juv. Corr.
Dawn Maglish, Inside Out

Kendra Knighten, Office of the Governor

Comprising a quorum of the ICJC's Human Trafficking Subcommittee

Members Absent:

Matt McCarter, Department of Education
Jason Horst, Idaho State Police
Taunya Jones, Idaho Supreme Court
Annie Pelletier, ICASDV

Others Present:

Agenda Who's Responsible		Meeting Outcomes/Decisions Reached	Due Date
1:15 pm	Call to Order– <i>Chair Fredericksen</i>		
	<ul style="list-style-type: none"> Welcome and Roll Call–<i>Chair Fredericksen</i> 		
Subcommittee Management			
1:20 pm (5 min)	<ul style="list-style-type: none"> Discussion of Meeting Minutes <ul style="list-style-type: none"> August 22, 2018 – Action Item 	-Anne Connor made a motion to approve minutes from August 22, 2018 meeting, Greg LeDonne Seconded. Motion passed, unanimous.	
1:25 pm (30 min)	<ul style="list-style-type: none"> Discussion of Safe Harbor Amendments from August 22nd meeting - <i>Eric Fredericksen SAPD</i> 	<p>-Chair Fredericksen summarized previous meeting and the current status of the subcommittee's draft legislation.</p> <p>-We have voted and agreed to move on with the proposed changes to I.C. 18-8601-8604.</p> <p>-Chair Fredericksen clarified that we have removed “judge” from section (1)(a) as to avoid a separation of powers problem.</p> <p>-Mr. Dinger expressed concerns related to the list of offenses the safe harbor and affirmative defense would be applicable to.</p> <p>-Mr. Dinger indicated that Ada doesn't charge victims, not sure we need the legislation.</p> <p>-Chair Fredericksen agreed that this is probably not an issue in Ada County, but 44 different counties do things 44 different ways.</p> <p>-Discussion between Mr. Dinger and Mr. LeDonne on whether the current duress defense is sufficient and whether we need a separate affirmative defense.</p> <p>-Chair Fredericksen clarified when an affirmative defense/safe harbor would be relevant – where it is a disputed issue as to whether the individual was a victim.</p> <p>-Discussion within the group whether the “direct result” of human trafficking language would cover the intended situations.</p> <p>-Det. Miraglia suggested “direct and immediate result” as to include time element so individuals are not seeking the protection when crime not truly a result of human trafficking.</p>	
1:55 pm (10 min)	<ul style="list-style-type: none"> ACTION ITEMS <ul style="list-style-type: none"> Vote Proposed Safe Harbor Provisions Send to ICJC 	-Ms. Connor made motion to send proposed revisions to ICJC, Mr. LeDonne seconded. Motion passed, Mr. Dinger –no; Ms. Knighten and Rep. Wintrow abstain.	

2:05 pm <i>(10 min)</i>	<ul style="list-style-type: none"> Identify Topics for October Meeting Schedule October Meeting 	-Committee decided to hold off on next meeting until the legislative language is approved or rejected by ICJC.	
2:07 pm	Adjournment		

“Collaborating for a Safer Idaho”

