



Association of Paroling Authorities International

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Things to Do in 2018

- Renew APAI Membership
- Serve on an APAI Committee
- Urge a fellow organization to join APAI
- Make plans to attend the 2019 Chairs Meeting and Annual Training Conference in Baltimore, Maryland March 31 – April 3, 2019

Membership Fees

- Individual - \$65
- Organizational (up to 8 members) - \$375 (9 to 13 members) - \$475 (14 to 20 members) - \$575
- Alumni - \$40
- Associate - \$40
- Student - \$15

FROM THE PRESIDENT:

Greetings APAI Members:

Since this is my last message to you as APAI President, I would like to take the opportunity to thank all of you for your steadfast support over the past four years. Although there is always work to be done and progress to be made, I am proud of the goals we have achieved together. Not only did we solidify and strengthen relationships with our many partners, we also made great changes in our organizational structure to secure our future as the voice of paroling authorities worldwide.

As I look back fondly on my tenure as President of this great association, I am reminded of the people who have influenced and shaped my participation in APAI since I first attended a Chairs' meeting in Chicago back in 2006. Former Pennsylvania Chair Catherine McVey reached out to me prior to my attendance to introduce herself and let me know that I was being welcomed into the fold. Jeff Peterson, who preceded me as President, was equally welcoming at first introduction, and over the years has served as not only my mentor in the association, but my dear friend as well. He encouraged me to understand the value of membership, become engaged and take on a leadership role. His urging and support has influenced me greatly in all of my endeavors within the association. I also met Monica Morris in those early days when she was Chair of the Florida Parole Commission. She encouraged me to represent APAI on ACA's accreditation commission, and since, it has been an experience through which we share a special bond. It goes without saying how glad I am that she is APAI's Executive Director! I would be remiss if I did not mention how lucky I feel to have met Ed Riley, Jasper Clay, Cranston Mitchell and Charles Trauber. All men of great

accomplishments within our field and who all personify leadership. These names are just a few of the past great leaders of APAI who I hope to have honored during my Presidency.

I would also like to thank all of the members who have served on the Executive Committee over the past four years. Your dedication and willingness to serve have also inspired me and for that I am forever grateful. I have truly enjoyed our monthly meetings, and I have no doubt that you will continue to serve in the professional and earnest capacity under the next President.

Finally, I would like to thank our partners at the National Parole Resource Center (NPRC) and the National Institute of Corrections (NIC) for their continued support of APAI. Richard Stroker at NPRC has continued on the tradition set forth by his predecessor Peggy Burke of not only providing funding directly to APAI, but also providing quality training and technical assistance to its members. Likewise, Robbye Braxton at NIC has continued to provide fully funded Parole Board Member and Chair specific trainings, which are an incredible resource for our members.

It is my greatest hope that I have met your expectations as President over the past four years. I pledge to you that I will continue to serve the association by fully supporting the incoming President, and look forward to the many accomplishments the association has yet to achieve.

Warm regards,

Cynthia Mausser
APAI President



STEVEN LANDREMAN RECEIVES 2018 CRIME VICTIMS SERVICE AWARD

BY: DANIELLE LACOST, APAI SECRETARY

On April 10th, 2018, Wisconsin Parole Commissioner Steven Landreman received the 2018 Crime Victims Service Award from the Wisconsin Department of Corrections- Office of Victim Services and Programs. Steve was nominated for the prestigious award by a Social Worker who recognized Steve's ongoing efforts to validate the victim's experience and offer them a voice in the parole process. Social Worker Mollberg stated, "The importance he conveys with regards to victim involvement, whether it involves accountability of offenders, compassionate understanding of victims attending parole hearings, or the interest he holds in conferences that we have been fortunate to attend as part of the DOC, it's very clear to see how important all victim related issues are for Commissioner Landreman."

Mr. Mollberg was motivated to submit the nomination by Steve's efforts, motivations, and insistence in holding offenders accountable through collection of victim restitution, victim witness surcharge fees and overall court costs.

Steve educates offenders that the fees stand for a much greater meaning than accounts past due; they are connected to very real lives in the community and paying those fees demonstrates an attitude of victim support. Congratulations Steve!



Pictured: Commissioner Steven Landreman and Chairman Daniel Gabler



Pictured: Commissioner Steven Landreman, DOC Secretary Jon Litscher, and Office of Victim Services Director Jay Laufenberg



SAVE THE DATE!

APAI 2019 Annual Training Conference

March 31 – April 3, 2019 | Baltimore, Maryland



PAROLEES V. PROBATIONERS: DIFFERING LEGAL STATUS

BY: DAN FETSCO

As I continue to delve into the area of credit for time spent in the community on parole supervision, commonly called “street time,” I have found some interesting case law that has helped to guide the direction of my research. I became interested in the nuances of this area of parole after participating in hundreds of parole revocation hearings in Wyoming. Wyoming Statute § 7-13-401(a) views parole as an extension of prison, defining it as “permission to leave the confines of the institution in which a person is confined under specified conditions, but does not operate as a discharge of the person.”

The United States Supreme Court has taken the same view of parolees as recently as 2006 in *Samson v. California*, where the Court held that “parolees have fewer expectations of privacy than probationers.” According to the dissent written by Justice Stevens, the *Samson* decision stands for the proposition that “Prisoners have no legitimate expectation of privacy; parolees are like prisoners; therefore, parolees have no legitimate expectation of privacy.”

Despite the fact that the Supreme Court has found that parolees enjoy no more in the way of privacy rights than prison inmates, many jurisdictions do not credit offenders with the time spent on parole. In Wyoming, the statute expressly forbids any credit for time spent on parole unless the parole board orders otherwise. Some legal scholars have found laws that deny credit for parole street time to impinge upon human rights and reflect obsolete criminological concepts. One might conclude that such laws are needlessly punitive and discourage rehabilitation.

While the case may be quite old, the West Virginia Supreme Court held that failure to credit parole street time upon revocation constituted multiple punishments for the same offense and violated the Double Jeopardy Clause of the United States Constitution, *Connor v. Griffith*, 238 S.E.2d 529 (1977). The majority of jurisdictions in the United States have reached different conclusions, upholding the denial of parole

street time upon revocation. However, the *Connor* case contained some important language with regard to the life of a parolee. The court noted that “regulations governing a parolee’s conduct require that he ‘lead a childlike and pastoral life.’” The court further noted that a parolee “is confined by the parole order to a particular community, house, and job at the sufferance of his parole officer. He cannot drive a car without permission. He must periodically report to his parole officer, permit the officer to visit his home and job at any time, and follow the officer’s advice. He is admonished to keep good company and good hours, work regularly, keep away from undesirable places, and live a clean, honest, and temperate life. Petitioner must not only faithfully obey these restrictions and conditions, but he must live in constant fear that a single deviation, however slight, might be enough to result in his return to prison.”

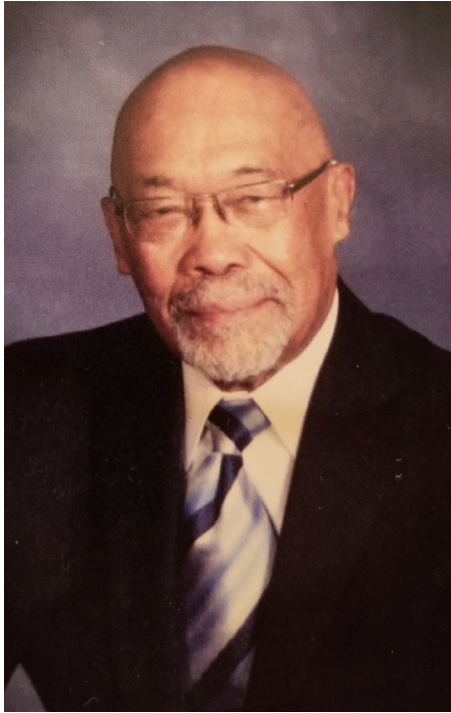
Those hardly seem like the living conditions of a free individual. As stated above, the Supreme Court has held that parolees have no more rights than a prisoner, despite the fact that they have been released from incarceration. However, that is the precise argument that is used to justify the denial of credit for time spent on parole: it is not incarceration time. As I work further into this area of research, I continue to reach the conclusion that the denial of time spent on parole is an outdated criminological concept that does little to contribute to either public safety or offender rehabilitation. Beyond that, it seems fundamentally unfair to tell parolees that they essentially have no expectation of privacy while on parole, yet they may not receive any credit for time spent under those dehumanizing conditions.

I am also interested in any other thoughts or ideas you might have to share on the topic. You can email me at dfetsco@uwo.edu. Thank you and have a great Spring season!



MEMBER SPOTLIGHT: JASPER R. CLAY JR.

BY: MONICA MORRIS, APAI EXECUTIVE DIRECTOR



Our member spotlight for April is Jasper R Clay Jr, an alumni member of our association, who is celebrating his 60-year journey through the criminal justice system. I had the honor of toasting a glass of champagne with him at our recent annual training conference in Incline Village, Nevada.

When I met Jasper in 2001, he was a Senior Advisor to the Corrections Trustee where he served from 1998—2002. Jasper began his career, like me, as a Correctional Officer and then moved on to be a Parole and Probation Agent. From there he moved to the area of training and development where he became the District Su-

pervisor. He served as a Parole Board Member in the State of Maryland from 1969-1984 and as a U.S. Parole Commissioner from 1984-1996. He was also a Board Member for the District of Columbia. Now I think we all have a lot we could learn from Jasper! He also holds the title of hearing examiner and was a Member of the Patuxent Institutional Review Board. I could go on and on about his distinguished career, but I will move on to his honors.

In 2000, he received the APAI Ben Baer Award and in 1994 he was named “Man of The Year” by the St. John Baptist Church. He has been appointed by six Maryland Governor’s and two U.S. Presidents. In 1999, he was inducted into the Morgan State University Hall of Fame for Psychology graduates who have distinguished themselves through personal and professional services.

He has been married to his wife Ossie since 1961 and has 2 children and 2 grandchildren. What strikes me most about Jasper is his willingness to help others in the field of parole as he continues to be a long-time member of our Association. Please join me in celebrating Jasper’s sixty year career in criminal justice.

APAI thanks everyone who attended the **2018 Annual Training Conference**.
We look forward to seeing you again next year.





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