

**Arizona Criminal Justice Commission
Minutes
September 20, 2012**

A public meeting of the Arizona Criminal Justice Commission was convened on September 20, 2012 at the 1110 W. Washington, Suite 230, Phoenix, AZ 85007.

Members Present:

Daniel G. Sharp, Chairperson, Chief, Oro Valley Police Department by conference call
Bill Montgomery, Vice Chairperson, Maricopa County Attorney
Joseph Arpaio, Maricopa County Sheriff, Ken Holmes representing by conference call
David Byers, Director, Administrative Office of the Courts, Jerry Landau representing
Clarence Dupnik, Pima County Sheriff, Warren Alter representing by conference call
Timothy Dorn, Chief, Gilbert Police Department by conference call
Chris Gibbs, Mayor, City of Safford by conference call
Tom Horne, Attorney General, Andrew Pacheco representing by conference call
Kenneth Kimmel, Chief, Sierra Vista Police Department by conference call
Ralph Ogden, Yuma County Sheriff by conference call
Sheila Polk, Yavapai County Attorney
Charles Ryan, Director, Department of Corrections
David Sanders, Pima County Chief Probation Officer, Chris Lester representing by conference call
Linda Scott, Former Judge by conference call
Mark Spencer, Law Enforcement Leader by conference call
Carl Taylor, Coconino County Supervisor by conference call

Members Absent:

Jesse Hernandez, Chairperson, Board of Executive Clemency
Robert Halliday, Director, Department of Public Safety
Barbara LaWall, Pima County Attorney

Staff Participating:

John A. Blackburn, Jr., Executive Director
Tony Vidale, Program Manager
Wendy Boyle, Executive Secretary

I. Call to Order and Roll Call

The meeting was called to order by Chairperson Daniel Sharp at 1:35 p.m. Roll was taken and a quorum was declared present. Chairperson Sharp asked for a moment of silence in remembrance of Cochise County Sheriff Larry Dever.

II. Minutes of the July 19, 2012 Meeting

Chairperson Sharp called for a motion on the minutes. Commissioner Sheila Polk entered a motion to approve the minutes of the July 19, 2012 meeting. The motion was seconded by Commissioner Ralph Ogden and was unanimously approved by the Commission.

III. Executive Director's Report

A. Staff Update

Executive Director Blackburn thanked David Sanders, Linda Scott and Carl Taylor for their continuing support to the Commission even after their term on the commission has expired.

Executive Director Blackburn reported on the status of ACJC staff. New additions to staff include Peter Henning, Information Technology Manager; Barbara Maxwell, Accountant; Jennifer Hawkins, Grant Coordinator; and Mandy Small, Research Analyst. The new staff will be introduced at the November meeting. There are two vacant positions that include a Program Project Specialist and a Compliance Auditor. Executive Director Blackburn explained that the Department of Administration has issued a moratorium on all personnel actions while the new personnel reform implementation is taking place; as a result, the hiring process will not move forward until after the moratorium is lifted.

B. Legislative Update

Executive Director Blackburn explained that stakeholders continue to reach out to state congressional delegations explaining the negative impact underfunding criminal justice programs has on Arizona. Additionally, the same concerns are being expressed at the federal level through national organizations about the negative impact of sequestration.

The Executive Director's report was presented for informational purposes and did not require Commission action.

IV. Medicare Fraud Program Funding Request

Tony Vidale, Program Manager presented the request from the Attorney General's office to support the Medicaid Fraud Program by utilizing funds from the state Drug Enforcement Account (DEA). The requested amount totals \$100,816. This project was first approved for funding by the Commission in 2009; it requires a match of state dollars in order to receive federal funding. Mr. Vidale referenced a memo found on pages 11-12 of the agenda from the Attorney General's office highlighting successfully litigated cases as well as other positive developments made possible by the Medicaid Fraud grant.

Commissioner Sheila Polk entered a motion to approve the request of \$100,816 from the state DEA to fund the Medicaid Fraud Program. The motion was seconded by Commissioner Timothy Dorn and was unanimously approved by the Commission.

V. RSAT 2013 Post-Release Treatment Funding

Tony Vidale, Program Manager presented a request to fund the post-release treatment projects under the Residential Substance Abuse Treatment (RSAT) grant for CY 2013. The purpose of RSAT is to provide assistance to governments in developing and implementing substance abuse treatment programs in state and local correctional and detention facilities, and to maintain community based treatment services for offenders. The RSAT program is structured into three treatment models that consist of residential, jail-based and post-release.

Mr. Vidale explained that under the federal guidelines for the RSAT grant the maximum allowable allocation for post-release treatment projects cannot exceed ten percent of the total federal grant award. This year's federal award to Arizona is \$226,423. The amount of funding available for post-release treatment in CY 2013 has decreased to \$22,642, which represents a 62 percent decrease in the grant funding. The Commission allocated \$74,871 in CY 2011 and \$60,622 for CY 2012 for post-release treatment.

After review and discussion, Designee Jerry Landau entered a motion to support funding the post-release projects for the CY 2013 Residential Substance Abuse Treatment grant. The motion was seconded by Commissioner Chris Gibbs and was unanimously approved by the Commission.

VI. Call to the Public

Chairperson Sharp made a call to the public. Commissioner Ralph Ogden gave details of the memorial service for Sheriff Larry Dever and Commissioner Kenneth Kimble announced his retirement effective October 5, 2012.

VII. Date, Time, and Location of Next Meeting

The next Arizona Criminal Justice Commission meeting will be held on **Thursday, November 8, 2012 at 1:30 p.m.** at the Arizona Criminal Justice Commission, 1110 W. Washington, Suite 250, Phoenix, Arizona 85007.

VIII. Adjournment

The meeting was adjourned at 1:50 p.m.

Respectfully submitted,



John A. Blackburn, Jr.
Executive Director

Audio recording is available upon request.