

**Arizona Criminal Justice Commission
Minutes
January 26, 2017**

A public meeting of the Arizona Criminal Justice Commission convened on January 26, 2017, at the Arizona Criminal Justice Commission, 1110 W. Washington, Suite 250, Phoenix, AZ 85007.

Members Present:

Sean Duggan, Chairperson, Chief, Chandler Police Department
Sheila Polk, Vice Chairperson, Yavapai County Attorney
David Byers, Director, Administrative Office of the Courts
Mark Brnovich, Attorney General, Paul Ahler representing
Joe Brugman, Chief, Safford Police Department by conference call
K.C. Clark, Navajo County Sheriff
Dave Cole, Retired Judge, by conference call
C.T. Wright, Chairperson, Board of Executive Clemency
Barbara LaWall, Pima County Attorney, Thomas Weaver representing by conference call
Frank Milstead, Director, Department of Public Safety
Bill Montgomery, Maricopa County Attorney, Mark Faull representing
Charles Ryan, Director, Department of Corrections
David Sanders, Pima County Chief Probation Officer, by conference call
Daniel Sharp, Chief, Oro Valley Police Department

Members Absent:

Heston Silbert, Law Enforcement Leader

Staff Participating:

Andrew T. LeFevre, Executive Director
Tony Vidale, Deputy Director
Teresa Eierdam, Finance Manager
Jaime Watson, Public Information Officer/Legislative Liaison
Larry Grubbs, Program Manager
Wendy Boyle, Executive Secretary

Guests Participating:

Karen Ziegler, Office of Grants and Federal Resources
Scott Neal, Critical Mission Partners

I & II. Call to Order, Roll Call and Pledge of Allegiance

The meeting was called to order by Chairperson Sean Duggan at 1:30 p.m. There was a roll call, and a quorum was declared present. Immediately after, the reciting of the Pledge of Allegiance took place. C.T. Wright was introduced as the new member of the Commission and recently appointed as the Chairperson of the Executive Board of Clemency by Governor Ducey.

III. Approval of the Minutes of the November 17, 2016, Meeting

Chairperson Duggan called for a motion on the minutes. Commissioner Sheila Polk entered a motion to approve the minutes of the meeting held on November 17, 2016. The motion was seconded by Commissioner Daniel Sharp and was unanimously approved by the Commission.

IV. Executive Director's Report *Andrew T. LeFevre, Executive Director*

- Staff openings at ACJC are for an Accountant III and Fiscal Specialist 1 in Finance, Research Analyst I and II positions in the Statistical Analysis Center (SAC), and also a Program Project Specialist I or Grant Coordinator in Victim Services.
- ACJC interns for this semester are Roxanne Harris, legislative, Melissa Gutierrez, Statistical Analysis Center (SAC) and Jasmine Mattis, finance
- ACJC had its formal sunset hearing, and the Judicial Committee of Reference recommended a ten-year extension.
- Completed a five-year rules review for the Criminal Justice Enhancement Fund (CJEF), and the Full-Service Crime Lab Fund.
- The Crime Victim Assistance and Crime Victim Compensation rules review for the current year will require public hearings in March or April.
- In December 2016, SAC released the published Fill the Gap Report and the Arizona Youth Survey (AYS).
- ACJC is collaborating with the Arizona Substance Abuse Partnership Epidemiology Work Group to help provide staff administration and resource time.
- Arizona was chosen to participate in the National Criminal Justice Reform project to bring technical assistance to our state to improve the re-entry process and reduce recidivism.
- ACJC contacted the Governor's Office of Boards and Commission about the reappointments and the five vacancy positions for the Commission.
- Finance Manager Teresa Eierdam provided a budget picture of beginning and ending cash balance for the criminal justice enhancement fund (CJEF) for FY2017. Reappropriation of the funds for the account will be on a quarterly basis going forward. The other ACJC fund accounts were covered from July through December 2016 presenting cash balance and revenue to date.

V. Committee Reports

A. Update on the activities of the Executive Committee *Sean Duggan, Committee Chairperson*

Executive Director LeFevre is sending out a listing of the ACJC standing committees to current commissioners and the new commissioners once selected. The Executive Committee will look at the new members and existing members to make the placement on committees that are of interest. Chairperson Duggan, Vice Chairperson Polk and SAC Director Catie Clark met about oversight in SAC and the two items covered were consideration of SAC's capacity and to make sure the information is relevant to the needs of agencies and the public.

B. Update on the activities of the Drug, Gang and Violent Crime Control Committee *Joe Brugman, Committee Chairperson*

Deputy Director Tony Vidale reported that the latest data on the Residential Substance Abuse Treatment (RSAT) grant program is on the ACJC website. The staff has been working on an internal project for the Drug, Gang and Violent Crime Control program that would help improve reporting and data collection for the Enhanced Drug and Gang Enforcement (EDGE) Report.

C. Update on the activities of the Crime Victims Committee *Charles Ryan, Committee Chairperson*

The Crime Victims Committee met on December 16, 2016.

• **Status of the Crime Victim Assistance Grant Program and the Crime Victim Compensation Program**

Program Manager Larry Grubbs presented a status report on the Crime Victim Assistance Grant Program and the Crime Victim Compensation Program. The update included an overview of the impact of victim service funding sources from other state agencies, a summary of ACJC victim assistance grant activity for FY 2017, DPS VOCA assistance update, the role of ACJC victim assistance grant funds, demand for crime victim compensation, and the opportunity for more efficient program administration.

• **FY 2018 Crime Victim Grant Program Funding Priorities**

Program Manager Larry Grubbs presented the recommendation for funding of the FY 2018 Crime Victim Assistance Grant Program by the funding tier structure under Table VS-1. Commissioner Charles Ryan entered a motion to approve the funding for the Crime Victim Assistance Grant Program for FY 2018 awarded under the funding tier structure detailed in Table VS-1 on page 16 of the agenda. The motion was seconded by Commissioner Daniel Sharp and was unanimously approved by the Commission.

• **FY 2018 Crime Victim Assistance Grant Program Funding Level**

Program Manager Larry Grubbs reported that based on revenue projections, staff proposes reducing the available funding level to \$500,000 for FY 2018 contingent upon legislative approval. Mr. Grubbs directed the Commission to Table VS-2 on page 18 of the agenda that showed revenue and expenditure estimates associated with the Crime Victim Compensation and Assistance Fund for FY 2017 and FY 2018. Also, Table VS-3 on page 19 of the agenda provided estimates of carrying forward awards from FY 2017 into FY 2018 grant periods. Commissioner Charles Ryan entered a motion to approve the funding for the Crime Victims Assistance Grant Program for FY 2018 set at \$500,000. The motion was seconded by Commissioner Daniel Sharp and was unanimously approved by the Commission.

• **FY 2018 Designation of Operational Units for the Crime Victim Compensation Program**

Program Manager Larry Grubbs presented the recommendation that each of the 15 County Attorney's Offices is designated as the operational units for the FY 2018 Crime Victim Compensation Program. Commissioner Charles Ryan entered a motion to approve the designation of the 15 County Attorney's Offices as the operational units for the FY 2018 Crime Victim Compensation Program. The motion was seconded by Designee Mark Fauld and was unanimously approved by the Commission.

• **FY 2018 State-Funded Administrative Allocation for the Crime Victim Compensation Program**

Program Manager Larry Grubbs presented the recommendation to increase the administrative amount available to operational units by consolidating funding under a single administrative award covering two-thirds of the annual estimated costs, with the rest coming from the county operational unit match sources. Designee Mark Fauld asked the purpose of the match and the impact of the budget process in the county for the operational unit. Mr. Grubbs stated the purpose of the match maintains a consistent level of effort in the state and applies to the operational unit, by bringing the budget process up early to set a matching amount, which allows the operational units to plan accordingly for a July 1 grant period start date. Commissioner Daniel Sharp entered a motion to approve the \$1 million from the Crime Victim Compensation and Assistance Fund be allocated to operational units for the administration of the crime victim compensation program during FY 2018. Also, to have staff come back with a recommendation of a match supporting the crime victim compensation program. The motion was seconded by Designee Mark Fauld and was unanimously approved by the Commission.

D. Update on the activities of the Information, Technology & Systems Improvement Committee *David Byers, Committee Chairperson*

There have been six technology projects. The first project is the re-write of the Order of Protection statewide system where an analysis conducted how each county processes the orders. The Administrative Office of the Courts (AOC) is working on the systems to have the orders electronically submitted to law enforcement. On the NICS conditions of release project, the assessments are complete statewide, and a final report will be released. The e-Warrant pilot tested a Microsoft Dynamics tool that proved to be expensive, and other alternative software products are up for consideration. The Felony Convictions to NICS project is on hold due to vacancy programmer positions at the Department of Public Safety (DPS) and AOC. Next, Commissioner Byers informed the Commission on the completion of the Historical Warrant Repository project and the 2FID project contract.

E. Update on the activities of the Legislative Committee *David Sanders, Committee Chairperson*

The Commission asked that the Legislative and Executive committees meet to review priority legislation that could impact the criminal justice system. The joint committees met on January 20, 2017, and reviewed 30-40 pieces of legislation and voted to either monitor, support or oppose the bill. Next meeting will be February 2, 2017, and will meet every two weeks after that.

• **Priority Legislation Update and Review of Introduced Legislation**

Public Information Officer Jaime Watson gave a status of HB 2085 (fingerprint cleanup bill) HB 2087 (ACJC continuation bill) and HB 2375 (Victim Compensation Protection bill). All are ACJC approved legislation. The joint legislative and executive committee approved to support for ACJC the legislation for HB 2243 (Anti-Racketeering, Revolving Funds), HB 2151 (Indigent Defense Fund) and HB 2268 (Sexual Assault Evidence). There are 14 bills that ACJC is monitoring and three pieces of legislation awaiting a recommendation from ACJC.

A. State Cost for Housing DOC Inmates in County Jails *Charles Ryan, Director, Department of Corrections*

The pilot program launched on December 9, 2016. So far, 62 inmates (page 2 or ADC charged) have been moved by the department to the closest prison in the county of jurisdiction. The program has been well received, and Pinal, Navajo, and Pima County are taking advantage of the program.

B. Decline in Criminal Justice Enhancement Fund Revenues – Other Funding Sources *Daniel Sharp, Chief, Oro Valley Police Department*

The CJEF funding group has not met since November and hoped to reconvene to report back to the Commission in March.

VI. Commission Members Issues of Concern *Andrew T. LeFevre, Executive Director*

Commissioner Polk invited the Commissioners and other law enforcement to participate in an upcoming class "What you do matters, lessons from the Holocaust" through AZ POST on February 23, 2017.

VII. FirstNet Presentation

Scott Neal gave an overview of First Net as a nationwide safety broadband network. He also described the state plans and the timeline going forward. More information located on their website – <https://digitalarizona.az.gov>.

IX. Call to the Public

Chairperson Duggan made a call to the public. Julie Reed and Anna O'Brien, concerned citizens, spoke about HB 2200 sex offender community notification and the Maricopa Re-entry Center. Commissioner Milstead stated that DPS has a mobile application that lists the sex offenders in the area.

X. Date, Time and Location of Next Meeting

The next Arizona Criminal Justice Commission meeting takes place on **Thursday, March 23, 2017**, at the Arizona Criminal Justice Commission, 1110 W. Washington, Suite 250, Phoenix, AZ 85007.

XI. Adjournment

The meeting was adjourned at 3:11 p.m.

Respectfully submitted,



Andrew T. LeFevre
Executive Director