

**NOTICE OF PUBLIC MEETING  
OF THE  
DRUG, GANG AND VIOLENT CRIME CONTROL COMMITTEE  
OF THE  
ARIZONA CRIMINAL JUSTICE COMMISSION  
AND  
AGENDA**

Pursuant to A.R.S § 38-431.02, notice is hereby given to the members of the **Drug, Gang and Violent Crime Control Committee** of the Arizona Criminal Justice Commission and to the general public that the **Drug, Gang and Violent Crime Control Committee** will hold a meeting open to the public on **Wednesday, April 25, 2018** beginning at **1:00 p.m.** at the **Arizona Criminal Justice Commission Office, 1110 W. Washington, Suite 230, Phoenix, Arizona 85007**. Members of the Committee may attend either in person or by telephone, video or internet conferencing.

Pursuant to the Americans with Disabilities Act (ADA), the Arizona Criminal Justice Commission endeavors to ensure the accessibility of its meetings to all persons with disabilities. Persons with a disability may request a reasonable accommodation, such as a sign language interpreter, by contacting the Commission Office at (602) 364-1146. Requests should be made as early as possible to allow time to arrange the accommodation.

Agenda for the meeting is as follows:

**I. Call to Order and Roll Call** **Chairperson Joe Brugman**

*Drug, Gang and Violent Crime Control Committee Members:*

Joe Brugman, Chairperson  
Mark Brnovich  
Bill Montgomery  
Paul Penzone  
Sheila Polk  
Charles Ryan

**II. Minutes of the February 6, 2018 Meeting**

- Approval of Minutes **P-F-T**

**III. Drug, Gang and Violent Crime Control Program**

**Cycle 32 Grant Awards (12-minute presentation)** **Tony Vidale**

- Review, discussion, consideration and possible action on FY19 Drug, Gang and Violent Crime Control (Cycle 32) Grant Awards. **P-F-T**

**IV. Drug and Gang Enforcement Account Grant Rules 5-Year Review  
(3-minute briefing)**

**Tony Vidale**

- Information only

**Info**

**V. Call to the Public**

Those wishing to address the Committee need not request permission in advance. Action taken as a result of public comment will be limited to directing staff to study the matter or rescheduling the matter for further consideration and decision at a later date.

**VI. Date, Time, and Location of Next Meeting**

- The next Drug, Gang and Violent Crime Control Committee meeting will be held at the call of the Chairperson.

**VII. Adjournment**

A copy of the agenda background material provided to Committee members is available for public inspection at the Arizona Criminal Justice Commission Office, 1110 West Washington, Suite 230, Phoenix, Arizona 85007, (602) 364-1146. This document is available in alternative formats by contacting the Commission Office.



**DRUG, GANG AND VIOLENT CRIME CONTROL COMMITTEE  
OF THE  
ARIZONA CRIMINAL JUSTICE COMMISSION**

**Request for Committee Action**

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<b>Action Requested:</b>	<b>Type of Action Requested:</b>	<b>Subject:</b>
April 25, 2018	<input checked="" type="checkbox"/> Formal Action/Motion <input type="checkbox"/> Information Only <input type="checkbox"/> Other	Minutes of the February 6, 2018 Meeting

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**TO:** Chairperson and Committee Members

**FROM:** Tony Vidale, Deputy Director  
Drug, Gang and Violent Crime Control

**RECOMMENDATION:**

The Committee approves the minutes of the Drug, Gang and Violent Crime Control Committee Meeting held on February 6, 2018.

**DISCUSSION:**

N/A

**FISCAL IMPACT:**

N/A

**ALTERNATIVES:**

Not Approve - Modify - Table

Drug, Gang, and Violent Crime Control Committee Minutes  
February 6, 2018

A public meeting of the Drug, Gang, and Violent Crime Control Committee of the Arizona Criminal Justice Commission was convened on February 6, 2018, at the Arizona Criminal Justice Commission: 1110 W. Washington, Suite 250, Phoenix, AZ 85007.

Members Present:

Joe Brugman, Chairperson, Chief, Safford Police Department  
Mark Brnovich, Attorney General, Paula Alleman representing  
Bill Montgomery, Maricopa County Attorney, Mike Kingle representing  
Sheila Polk, Yavapai County Attorney, via phone  
Charles Ryan, Director, Department of Corrections  
Paul Penzone, Maricopa County Sheriff, Fred Aldorasi representing

Members Absent:

None

Staff Participating:

Tony Vidale, Deputy Director  
Anna Haney, Program Coordinator

**I. Call to Order and Roll Call**

The meeting was called to order by Chief Brugman at 1:30 p.m. Roll was taken, and a quorum was declared present.

**II. Meetings of the November 2, 2017 Meeting**

Chief Brugman called for a motion on the minutes. Director Ryan entered a motion to approve the minutes of the meeting held on November 2, 2017. The motion was seconded by Paula Alleman and was unanimously approved by the Committee.

**III. Drug, Gang, and Violent Crime Control Grant Funding Discussion**

Tony Vidale presented information of historic and current funding levels and the current state of the Federal Byrne/JAG Grant.

**IV. FY 2019 Drug, Gang, and Violent Crime Control Grant Funding Allocation Approach**

Tony Vidale presented the Committee options to fund FY2019 Drug, Gang, and Violent Crime Control grants. Mr. Vidale will present the discussed options at the next Committee Meeting.

**V. 2020-2023 Drug, Gang, and Violent Crime Control (DGVCC) Strategy**

Tony Vidale presented the two goals of the 2016-2019 Strategy. Discussion occurred, and the committee asked that staff present two additional strategy goals at the next Committee meeting.

**VI. Call to the public**

Chief Brugman made a call to the public. No public was present for comment.

**VII. Date, Time, and Location of Next Meeting**

The next Drug, Gang, and Violent Crime Control Committee meeting will be held Tuesday, April 24, 2018, at 1 pm at 1110 W. Washington, Suite 250, Phoenix, Arizona 85007.

**VIII. Adjournment**

Director Ryan motioned to adjournment, Paula Alleman seconds. The meeting was adjourned at 4:00 pm

Respectfully submitted,



Andrew T. LeFevre  
Executive Director



**DRUG, GANG AND VIOLENT CRIME CONTROL COMMITTEE  
OF THE  
ARIZONA CRIMINAL JUSTICE COMMISSION**

**Request for Committee Action**

<b>Action Requested:</b>	<b>Type of Action Requested:</b>	<b>Subject:</b>
April 25, 2018	<input checked="" type="checkbox"/> Formal Action/Motion <input type="checkbox"/> Information Only <input type="checkbox"/> Other	Drug, Gang and Violent Crime Control Program Cycle 32 Grant Awards

**TO:** Chairperson and Committee Members

**FROM:** Tony Vidale, Deputy Director  
Drug, Gang and Violent Crime Control

**RECOMMENDATION:**

The Drug, Gang and Violent Crime Control Committee recommend to the Commission the award of the Arizona Drug, Gang and Violent Crime Control Cycle 32 grant funds as displayed on page 12 of the agenda to eligible criminal justice agencies for the period beginning July 1, 2018 and ending June 30, 2019, except the Attorney General's Office Medicaid Fraud project, which will be funded from October 1, 2018 and end September 30, 2019.

**DISCUSSION:**

Staff will offer a 12-minute presentation on the 2019 Drug, Gang, and Violent Crime Control Grant recommendation. See attached background for more detail on this agenda item.

**FISCAL IMPACT:**

Significant to recipient agencies

**ALTERNATIVES:**

Not Approve - Modify - Table

## **Program Background**

The Drug, Gang, and Violent Crime Control Program (DC) allows state, county, local and tribal governments to support activities that combat drugs, gangs, and violent crime. The DC program provides funding to support the components of a statewide, system-wide enhanced drug, gang, and violent crime control program as stated in the *2016-2019 Arizona Drug, Gang, and Violent Crime Control Strategy*. The strategy includes the following two goals for the foundation and direction of the program:

- *Curtail the flow of illicit drugs, drug proceeds, and instruments used to perpetuate violence across Arizona.*
- *Reduce violent crime and illicit drug use and deter repeat offenders in Arizona.*

The strategy also outlines purpose areas as a guide to funding projects meant to address the drug, gang, and violent crime problem in the state. These purpose areas are as follows:

- Apprehension
- Prosecution
- Forensic Support Services
- Adjudication & Sentencing
- Corrections & Community Corrections
- Substance Abuse Treatment for Corrections-Involved Individuals
- Prevention and Education

In FY 2018, grant awards were made in the amount of \$9.2 million. These funds were awarded to projects addressing apprehension of drug offenders, prosecution of drug offenses, statewide forfeiture activities, forensic support of task forces, drug adjudication projects, and correctional substance abuse treatment. Table ***DC 1*** on page 10 shows a summary of the FY 2018 grant awards, the FY 2019 grant requests made by applicants, and the FY 2019 proposed projects.

## **Funding**

The program is supported by several funding streams to successfully carry out the statewide strategy. The Edward Byrne Memorial Justice Assistance Grant (Byrne/JAG) funds awarded to Arizona by the U.S. Department of Justice, Bureau of Justice Assistance (DOJ/BJA) continue to support program activities along with state Drug and Gang Enforcement Account (DEA) funds established under A.R.S. §41-2402, and matching funds when approved by the Commission. The Commission applies a match requirement of 25 percent for this grant program.

In FY 2018, \$9.2 million was allocated to grant projects. This amount was comprised of \$3.2 million in Byrne/JAG funds, \$3.7 million in DEA funds, and \$2.3 million in matching funds.

For FY 2019, staff is proposing a program size of \$8,662,394. Of this amount, \$2,997,250 is from the federal Byrne/JAG grant, \$3,524,252 is from the state DEA fund, and \$2,140,892 is from matching funds. The FY 2019 program size represents a decrease of \$(575,673), or (6.2) percent, from the FY 2018 program size. Table ***DC 2*** summarizes the change in program size, by fund source, for FY 2018 and FY 2019 recommended.

<b>DC 2 Program Size FY 2018 – FY 2019</b>			
	<b>FY 2018</b>	<b>FY 2019 (Recommended)</b>	<b>Change</b>
Program Size	\$ 9,238,067	\$ 8,662,394	\$ (575,673)
Fund Source:			
Byrne/JAG	\$ 3,203,259	\$ 2,997,250	\$ (206,009)
DEA Fund	\$ 3,750,000	\$ 3,524,252	\$ (225,748)
Match Funds	\$ 2,284,808	\$ 2,140,892	\$ (143,916)
Total	\$ 9,238,067	\$ 8,662,394	\$ (575,673)

### **Applications Received**

The solicitation for the Drug, Gang and Violent Crime Control Program opened January 29, 2018 and closed February 23, 2018 at 3 p.m. Thirty-six applications were received requesting a total of \$14,400,209 (\$10,800,157 in grant funds and \$3,600,052 in match funds). Of the 36 applications, 13 were apprehension projects (Tier 1), 17 were prosecution projects (Tier 1), one was a statewide forfeiture project (Tier 1), three were forensic support projects (Tier 2), one was a drug adjudication project (Tier 2) and one was a corrections project (Tier 2). Table **DC 3** on page 11 displays the grant request for each eligible applicant broken out by priority area and expenditure type.

### **Evaluation and Scoring**

Eligible applications were reviewed by an evaluation team and scored based on the criteria published in the solicitation with an emphasis on the goals of the statewide strategy. In addition, the solicitation emphasized that personnel expenditures would be prioritized in the budget recommendation allocation.

### **Recommendation**

Staff recommends funding \$8,662,394 and allocated according to Table **DC 4** on page 12. Under the proposal, \$3,097,771 would be allocated to tier one apprehension projects, \$3,168,503 for tier one prosecution projects, \$620,191 for a tier one statewide forfeiture project, \$406,802 for tier two forensic support projects, \$1,269,127 for tier two drug adjudication projects, and \$100,000 for a tier two corrections project. The total grant project amount is comprised of \$6,521,502 in grant funds and \$2,140,892 in match funds. The funding would support eligible costs for grant projects, allocating \$5,570,505 in personal services, \$2,637,120 in employee-related expenditures, and \$354,769 in overtime expenditures, and \$100,000 in contract services.

Projects that received \$100,000 or less and funded less than 1 FTE in FY 2018 are allocated level funding in FY 2019. The Department of Corrections grant, funded at \$100,000 in FY 2018, is also allocated level funding. This project is entering its second year, and level funding provides the best opportunity for a successful model recidivism reduction project. All other recommended projects that received funding in FY 2018 are allocated a reduction in funding ranging from three percent to 10 percent, with larger projects experiencing greater reductions.

The Apache Junction Police Department did submit an application, however, it was not recommended for funding. Although a well-written proposal, the project did not align with the goals of the statewide strategy relating to drug control.

*Allocation Guidelines*

For applicants scored as eligible, all expenditure types were analyzed by staff and allocated based on the needs and best interests of the grant program in meeting the statewide strategy. The following guidelines were used by staff to build the recommendation:

- Prioritize previously funded projects that demonstrate effectiveness.
- Maintain as much balance funding as possible between tier one apprehension and prosecution projects.
- Fund at least one tier one apprehension project and prosecution project in each county.
- Provide some level of funding to tier two projects impacted by apprehension and prosecution activities.
- Prioritize funding core operations positions. Core operations positions are those considered most critical in meeting the purposes of the strategy (i.e., task force officers, attorneys, criminalists).
- Fund a position and the associated ERE at the current costs as reported by the agency in the application.
- As a priority, fund personal services, ERE, and overtime before considering any other budget category.
- Avoid funding multiple support-type positions for any project until core position needs are met.
- Apply salary and ERE caps.

*Salary and ERE caps*

Salary and ERE caps were calculated using costs for positions and employee-related expenditures submitted in the FY 2019 grant applications. The FY 2019 grant allocation includes the following personnel cost caps:

Task Force Positions							
	Commander	Sergeant	Detective	Deputy	Investigator	Officer	TF Support
<b>Salary</b>	\$78,320	\$79,585	\$54,318	\$45,891	\$59,754	\$54,985	\$39,930
<b>ERE</b>	78.3%	78.3%	78.3%	78.3%	78.3%	78.3%	46.7%

Prosecution Positions				
	Attorney I-II	Attorney III-IV	Pros. Support	Pros. Sworn
<b>Salary</b>	\$68,566	\$94,064	\$39,001	\$68,913
<b>ERE</b>	34.6%	34.6%	46.3%	78.3%

*Additional Considerations*

In addition to the information provided in each application, staff considered other factors to determine allocations to individual projects. These factors included performance-based variables such as benchmarking factors and grant administration. Staff also considered data related to the illicit drug environment existing in each county to support the continued need



for grant resources, specifically public health data related to drug use, Arizona Youth Survey data, and drug arrest data reported by the Department of Public Safety.

The recommendation for the Attorney General's Office Medicaid Fraud project would require the grant period to run from October 1, 2018 to September 30, 2019. This project would provide matching funds for a federal grant and the grant period needs to run concurrent to the federal fiscal year. As such, this project will only be allocated state funds and a match is not applied. All other projects would have a grant period of July 1, 2018 to June 30, 2019.

*Compliance with State Statute and Federal Grant Requirements*

The recommendation would comply with the provision in A.R.S. § 41-2402 that limits distribution of monies in the Drug and Gang Enforcement Account up to 50 percent for law enforcement agencies, up to 50 percent for prosecution programs/agencies, up to 30 percent for court programs/agencies, up to 30 percent for corrections agencies, and up to 30 percent for criminal justice records integration.

The recommendation would also meet the Byrne JAG variable pass-through requirement of 66.9%. BJA calculates the proportionate criminal justice spending by state and local government and requires the local government percentage be passed down to local agencies in the state. This recommendation would pass 82.4% down to local governments.

The recommendation also meets the BJA requirement for "less than \$10,000" jurisdictions. Some units of local government are ineligible for a direct JAG award from BJA because of the small size of the grant. Funding from these small jurisdictions is added up and allocated in the state JAG award. The amount for this grant year is \$245,959. The state can grant out these amounts to the small jurisdictions or award the funding to a state police department. The recommendation meets this requirement through the award to the DPS forensic support project.

Table *DC 5* on page 13 shows the FY 2018 awards and the FY 2019 recommended awards, broken out by county.

**DC 1 Summary of FY 2019 Grant Requests & Recommended Awards**

<b>APPLICANT AGENCY</b>	<b>FY18 Grant Awards</b>	<b>FY19 Grant Request</b>	<b>FY19 Proposed Grant Awards</b>	<b>Distribution % (A.R.S. § 41-2402)</b>
<b>Tier 1 Apprehension</b>				
Apache County SO	\$ 225,276	\$ 366,947	\$ 216,257	
Cochise County SO	124,240	239,175	120,192	
Flagstaff PD	280,507	410,507	269,285	
Gila County SO	318,376	781,231	302,321	
Graham County SO	26,933	-	-	
Greenlee County SO	30,400	73,868	30,400	
Kingman PD	332,011	421,818	315,411	
La Paz County SO	67,058	441,949	67,058	
Maricopa County SO	-	-	-	
Navajo County SO	234,416	545,924	225,040	
Pinal County SO	142,928	200,941	138,640	
Santa Cruz County SO	158,098	158,621	152,989	
Tucson PD	719,072	1,634,474	661,910	
Yavapai SO	390,988	541,493	371,464	
Yuma SO	237,126	274,240	226,804	
<b>Sub-Total</b>	<b>\$ 3,287,429</b>	<b>\$ 6,091,188</b>	<b>\$ 3,097,771</b>	<b>35.8%</b>
<b>Tier 1 Prosecution</b>				
AG's Office - Medicaid Fraud	\$ 98,827	\$ 98,950	\$ 98,827	
Apache County Attorney	83,064	101,600	83,064	
Cochise County Attorney	151,772	263,786	145,705	
Coconino County Attorney	130,625	158,104	125,401	
Gila County Attorney	59,495	80,667	59,495	
Graham County Attorney	50,000	100,000	50,000	
Greenlee County Attorney	34,125	35,831	34,125	
La Paz County Attorney	66,480	127,190	66,480	
Maricopa County Attorney	1,097,617	1,243,377	1,021,138	
Mohave County Attorney	149,925	414,533	143,928	
Navajo County Attorney	110,661	202,500	106,236	
Pima County Attorney	421,915	565,735	396,600	
Pinal County Attorney	176,676	258,671	169,613	
Santa Cruz County Attorney	46,633	108,811	46,633	
Tucson City Attorney	269,092	337,554	256,406	
Yavapai County Attorney	123,011	129,421	117,781	
Yuma County Attorney	258,915	277,278	247,071	
<b>Sub-Total</b>	<b>\$ 3,328,833</b>	<b>\$ 4,504,008</b>	<b>\$ 3,168,503</b>	<b>36.6%</b>
<b>Tier 1 Prosecution - Statewide Forfeiture Activities</b>				
Attorney General's Office	\$ 677,652	\$ 767,545	620,191	
<b>Sub-Total</b>	<b>\$ 677,652</b>	<b>\$ 767,545</b>	<b>\$ 620,191</b>	<b>7.2%</b>
<b>Tier 2 Forensic Support</b>				
Arizona Department of Public Safety	\$ 382,223	\$ 514,108	355,469	
Tucson PD - Forensics	51,333	125,229	51,333	
Apache Junction PD	-	60,856	-	
<b>Sub-Total</b>	<b>\$ 433,556</b>	<b>\$ 700,193</b>	<b>\$ 406,802</b>	<b>4.7%</b>
<b>Tier 2 Drug Adjudication and Corrections</b>				
Administrative Office of the Courts	\$ 1,410,597	\$ 2,237,275	1,269,127	
Department of Corrections	\$ 100,000	\$ 100,000	100,000	
<b>Sub-Total</b>	<b>\$ 1,510,597</b>	<b>\$ 2,337,275</b>	<b>\$ 1,369,127</b>	<b>15.8%</b>
<b>TOTAL</b>	<b>\$ 9,238,067</b>	<b>\$ 14,400,209</b>	<b>\$ 8,662,394</b>	<b>100%</b>

DC 3 FY 2019 Drug, Gang, & Violent Crime Control Grant Requests								
Applicant Agency	Salary	Overtime	ERE	P & O Services	Travel	Operating Expense	Equipment	Total FY19 Requested
<b>Tier 1 Apprehension</b>								
Apache County SO	\$ 226,505	\$ -	\$ 140,442	\$ -	\$ -	\$ -	\$ -	\$ 366,947
Cochise County SO	-	229,175	-	-	-	10,000	-	239,175
Flagstaff PD	207,248	31,209	149,056	-	-	22,994	-	410,507
Gila County SO	449,525	-	331,706	-	-	-	-	781,231
Greenlee County SO	-	73,868	-	-	-	-	-	73,868
Kingman PD	222,822	-	198,996	-	-	-	-	421,818
La Paz County SO	314,245	-	127,704	-	-	-	-	441,949
Navajo County SO	295,092	-	250,832	-	-	-	-	545,924
Pinal County SO	58,529	106,709	35,703	-	-	-	-	200,941
Santa Cruz County SO	-	158,621	-	-	-	-	-	158,621
Tucson PD	836,644	-	747,830	-	-	-	50,000	1,634,474
Yavapai SO	326,428	-	215,065	-	-	-	-	541,493
Yuma SO	160,678	-	113,562	-	-	-	-	274,240
<b>SUB-TOTAL</b>	<b>\$ 3,097,716</b>	<b>\$ 599,582</b>	<b>\$ 2,310,896</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ 32,994</b>	<b>\$ 50,000</b>	<b>\$ 6,091,188</b>
<b>Tier 1 Prosecution</b>								
AG's Office - Medicaid Fraud	\$ 53,250	\$ -	\$ 45,700	\$ -	\$ -	\$ -	\$ -	\$ 98,950
Apache County Attorney	79,299	-	22,301	-	-	-	-	101,600
Cochise County Attorney	204,718	-	59,068	-	-	-	-	263,786
Coconino County Attorney	116,253	-	41,851	-	-	-	-	158,104
Gila County Attorney	61,042	-	19,625	-	-	-	-	80,667
Graham County Attorney	75,188	-	24,812	-	-	-	-	100,000
Greenlee County Attorney	28,665	-	7,166	-	-	-	-	35,831
La Paz County Attorney	95,659	-	31,531	-	-	-	-	127,190
Maricopa County Attorney	900,799	-	337,578	-	5,000	-	-	1,243,377
Mohave County Attorney	289,883	-	124,650	-	-	-	-	414,533
Navajo County Attorney	150,000	-	52,500	-	-	-	-	202,500
Pima County Attorney	432,052	-	133,683	-	-	-	-	565,735
Pinal County Attorney	199,656	-	59,015	-	-	-	-	258,671
Santa Cruz County Attorney	85,678	-	23,133	-	-	-	-	108,811
Tucson City Attorney	211,415	-	126,139	-	-	-	-	337,554
Yavapai County Attorney	100,202	-	29,219	-	-	-	-	129,421
Yuma County Attorney	192,284	-	84,994	-	-	-	-	277,278
<b>SUB-TOTAL</b>	<b>\$ 3,276,043</b>	<b>\$ -</b>	<b>\$ 1,222,965</b>	<b>\$ -</b>	<b>\$ 5,000</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ 4,504,008</b>
<b>Tier 1 Prosecution - Statewide Forfeiture Activities</b>								
Attorney General's Office	\$ 484,728	\$ -	\$ 182,897	\$ -	\$ -	\$ 99,920	\$ -	\$ 767,545
<b>SUB-TOTAL</b>	<b>\$ 484,728</b>	<b>\$ -</b>	<b>\$ 182,897</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ 99,920</b>	<b>\$ -</b>	<b>\$ 767,545</b>
<b>Tier 2 Forensic Support</b>								
Arizona Department of Public Safety	\$ 392,449	\$ -	\$ 121,659	\$ -	\$ -	\$ -	\$ -	\$ 514,108
Tucson PD - Forensics	78,000	-	47,229	-	-	-	-	125,229
Apache Junction PD	-	-	-	3,750	28,290	-	28,816	60,856
<b>SUB-TOTAL</b>	<b>\$ 470,449</b>	<b>\$ -</b>	<b>\$ 168,888</b>	<b>\$ 3,750</b>	<b>\$ 28,290</b>	<b>\$ -</b>	<b>\$ 28,816</b>	<b>\$ 700,193</b>
<b>Tier 2 Drug Adjudication and Corrections</b>								
Administrative Office of the Courts	\$ 1,562,032	\$ -	\$ 675,243	\$ -	\$ -	\$ -	\$ -	\$ 2,237,275
Department of Corrections	\$ -	\$ -	\$ -	\$ 100,000	\$ -	\$ -	\$ -	\$ 100,000
<b>SUB-TOTAL</b>	<b>\$ 1,562,032</b>	<b>\$ -</b>	<b>\$ 675,243</b>	<b>\$ 100,000</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ 2,337,275</b>
<b>TOTAL</b>	<b>\$ 8,890,968</b>	<b>\$ 599,582</b>	<b>\$ 4,560,889</b>	<b>\$ 103,750</b>	<b>\$ 33,290</b>	<b>\$ 132,914</b>	<b>\$ 78,816</b>	<b>\$ 14,400,209</b>

DC 4

FY 2019 Drug, Gang, & Violent Crime Control Grant Recommended Awards

Applicant Agency	Personal Services	Overtime	ERE	Prof./ Outside Svs	Total Proposed Project	Federal Funds	State Funds	Match Funds
<b>Tier 1 Apprehension</b>								
Apache County SO	\$ 130,932	\$ -	\$ 85,325	\$ -	\$ 216,257	\$ 75,690	\$ 86,503	\$ 54,064
Cochise County SO	-	120,192	-	-	120,192	42,067	48,077	30,048
Flagstaff PD	155,264	-	114,021	-	269,285	94,250	107,714	67,321
Gila County SO	173,383	-	128,938	-	302,321	105,812	120,928	75,580
Graham County SO	-	-	-	-	-	-	-	-
Greenlee County SO	-	30,400	-	-	30,400	10,640	12,160	7,600
Kingman PD	176,899	-	138,512	-	315,411	110,394	126,164	78,853
La Paz County SO	46,861	-	20,197	-	67,058	23,470	26,823	16,765
Maricopa County SO	-	-	-	-	-	-	-	-
Navajo County SO	127,183	-	97,857	-	225,040	78,764	90,016	56,260
Pinal County SO	54,318	51,188	33,134	-	138,640	48,524	55,456	34,660
Santa Cruz County SO	-	152,989	-	-	152,989	53,546	61,196	38,247
Tucson PD	391,045	-	270,865	-	661,910	231,669	264,764	165,478
Yavapai SO	219,393	-	152,071	-	371,464	130,012	148,586	92,866
Yuma SO	133,025	-	93,779	-	226,804	79,381	90,722	56,701
<b>SUB-TOTAL</b>	<b>\$ 1,608,303</b>	<b>\$ 354,769</b>	<b>\$ 1,134,699</b>	<b>\$ -</b>	<b>\$ 3,097,771</b>	<b>\$ 1,084,219</b>	<b>\$ 1,239,109</b>	<b>\$ 774,443</b>
<b>Tier 1 Prosecution</b>								
AG's Office - Medicaid Fraud	\$ 53,250	\$ -	\$ 45,577	\$ -	\$ 98,827	\$ -	\$ 98,827	\$ -
Apache County Attorney	65,137	-	17,927	-	83,064	29,072	33,226	20,766
Cochise County Attorney	115,182	-	30,523	-	145,705	50,997	58,282	36,426
Coconino County Attorney	93,166	-	32,235	-	125,401	43,891	50,160	31,350
Gila County Attorney	45,038	-	14,457	-	59,495	20,823	23,798	14,874
Graham County Attorney	37,594	-	12,406	-	50,000	17,500	20,000	12,500
Greenlee County Attorney	27,300	-	6,825	-	34,125	11,944	13,650	8,531
La Paz County Attorney	51,099	-	15,381	-	66,480	23,268	26,592	16,620
Maricopa County Attorney	744,491	-	276,647	-	1,021,138	659,404	106,449	255,285
Mohave County Attorney	106,931	-	36,997	-	143,928	50,375	57,571	35,982
Navajo County Attorney	78,927	-	27,309	-	106,236	37,183	42,494	26,559
Pima County Attorney	302,047	-	94,553	-	396,600	138,810	158,640	99,150
Pinal County Attorney	128,995	-	40,618	-	169,613	59,365	67,845	42,403
Santa Cruz County Attorney	36,719	-	9,914	-	46,633	16,322	18,653	11,658
Tucson City Attorney	185,692	-	70,714	-	256,406	89,742	102,562	64,102
Yavapai County Attorney	91,162	-	26,619	-	117,781	41,224	47,112	29,445
Yuma County Attorney	180,631	-	66,440	-	247,071	86,475	98,828	61,768
<b>SUB-TOTAL</b>	<b>\$ 2,343,361</b>	<b>\$ -</b>	<b>\$ 825,142</b>	<b>\$ -</b>	<b>\$ 3,168,503</b>	<b>\$ 1,376,395</b>	<b>\$ 1,024,689</b>	<b>\$ 767,419</b>
<b>Tier 1 Prosecution - Statewide Forfeiture Activities</b>								
Attorney General's Office	\$ 450,906	\$ -	\$ 169,285	\$ -	\$ 620,191	\$ 217,067	\$ 248,076	\$ 155,048
<b>SUB-TOTAL</b>	<b>\$ 450,906</b>	<b>\$ -</b>	<b>\$ 169,285</b>	<b>\$ -</b>	<b>\$ 620,191</b>	<b>\$ 217,067</b>	<b>\$ 248,076</b>	<b>\$ 155,048</b>
<b>Tier 2 Forensic Support</b>								
Arizona Department of Public Safety	\$ 271,351	\$ -	\$ 84,118	\$ -	\$ 355,469	\$ 266,602	\$ -	\$ 88,867
Tucson PD - Forensics	31,963	-	19,370	-	51,333	17,967	20,533	12,833
Apache Junction PD	-	-	-	-	-	-	-	-
<b>SUB-TOTAL</b>	<b>\$ 303,314</b>	<b>\$ -</b>	<b>\$ 103,488</b>	<b>\$ -</b>	<b>\$ 406,802</b>	<b>\$ 284,569</b>	<b>\$ 20,533</b>	<b>\$ 101,700</b>
<b>Tier 2 Drug Adjudication and Corrections</b>								
Administrative Office of the Courts	\$ 864,621	\$ -	\$ 404,506	\$ -	\$ 1,269,127	\$ -	\$ 951,845	\$ 317,282
Department of Corrections	\$ -	\$ -	\$ -	\$ 100,000	\$ 100,000	\$ 35,000	\$ 40,000	\$ 25,000
<b>SUB-TOTAL</b>	<b>\$ 864,621</b>	<b>\$ -</b>	<b>\$ 404,506</b>	<b>\$ 100,000</b>	<b>\$ 1,369,127</b>	<b>\$ 35,000</b>	<b>\$ 991,845</b>	<b>\$ 342,282</b>
<b>TOTAL</b>	<b>\$ 5,570,505</b>	<b>\$ 354,769</b>	<b>\$ 2,637,120</b>	<b>\$ 100,000</b>	<b>\$ 8,662,394</b>	<b>\$ 2,997,250</b>	<b>\$ 3,524,252</b>	<b>\$ 2,140,892</b>

DC 5 FY 2018 Awards and FY 2019 Recommended Awards by County				
County	FY 18 Approved	% Allocation	FY 19 Recommended	% Allocation
<b>Apache County</b>				
Apache County Attorney	\$ 83,064		\$ 83,064	
Apache County Sheriff	\$ 225,276		\$ 216,257	
<i>Total</i>	\$ 308,340	3.34%	\$ 299,321	3.46%
<b>Cochise County</b>				
Cochise County Attorney	\$ 151,772		\$ 145,705	
Cochise County Sheriff	\$ 124,240		\$ 120,192	
<i>Total</i>	\$ 276,012	2.99%	\$ 265,897	3.07%
<b>Coconino County</b>				
Coconino County Attorney	\$ 130,625		\$ 125,401	
Flagstaff Police Department	\$ 280,507		\$ 269,285	
<i>Total</i>	\$ 411,132	4.45%	\$ 394,686	4.56%
<b>Gila County</b>				
Gila County Attorney	\$ 59,495		\$ 59,495	
Gila County Sheriff	\$ 318,376		\$ 302,321	
<i>Total</i>	\$ 377,871	4.09%	\$ 361,816	4.18%
<b>Graham County</b>				
Graham County Attorney	\$ 50,000		\$ 50,000	
Graham County Sheriff	\$ 26,933		\$ -	
<i>Total</i>	\$ 76,933	0.83%	\$ 50,000	0.58%
<b>Greenlee County</b>				
Greenlee County Attorney	\$ 34,125		\$ 34,125	
Greenlee County Sheriff	\$ 30,400		\$ 30,400	
<i>Total</i>	\$ 64,525	0.70%	\$ 64,525	0.74%
<b>La Paz County</b>				
La Paz County Attorney	\$ 66,480		\$ 66,480	
La Paz County Sheriff	\$ 67,058		\$ 67,058	
<i>Total</i>	\$ 133,538	1.45%	\$ 133,538	1.54%
<b>Maricopa County</b>				
Maricopa County Attorney	\$ 1,097,617		\$ 1,021,138	
<i>Total</i>	\$ 1,097,617	11.88%	\$ 1,021,138	11.79%
<b>Mohave County</b>				
Mohave County Attorney	\$ 149,925		\$ 143,928	
Kingman Police Department	\$ 332,011		\$ 315,411	
<i>Total</i>	\$ 481,936	5.22%	\$ 459,339	5.30%
<b>Navajo County</b>				
Navajo County Attorney	\$ 110,661		\$ 106,236	
Navajo County Sheriff	\$ 234,416		\$ 225,040	
<i>Total</i>	\$ 345,077	3.74%	\$ 331,276	3.82%
<b>Pima County</b>				
Pima County Attorney	\$ 421,915		\$ 396,600	
Tucson City Prosecutor	\$ 269,092		\$ 256,406	
Tucson Police Department - Task Force	\$ 719,072		\$ 661,910	
Tucson Police Department - Crime Lab	\$ 51,333		\$ 51,333	
<i>Total</i>	\$ 1,461,412	15.82%	\$ 1,366,249	15.77%
<b>Pinal County</b>				
Pinal County Attorney	\$ 176,676		\$ 169,613	
Pinal County Sheriff	\$ 142,928		\$ 138,640	
<i>Total</i>	\$ 319,604	3.46%	\$ 308,253	3.56%
<b>Santa Cruz County</b>				
Santa Cruz County Attorney	\$ 46,633		\$ 46,633	
Santa Cruz County Sheriff	\$ 158,098		\$ 152,989	
<i>Total</i>	\$ 204,731	2.22%	\$ 199,622	2.30%
<b>Yavapai County</b>				
Yavapai County Attorney	\$ 123,011		\$ 117,781	
Yavapai County Sheriff	\$ 390,988		\$ 371,464	
<i>Total</i>	\$ 513,999	5.56%	\$ 489,245	5.65%
<b>Yuma County</b>				
Yuma County Attorney	\$ 258,915		\$ 247,071	
Yuma County Sheriff	\$ 237,126		\$ 226,804	
<i>Total</i>	\$ 496,041	5.37%	\$ 473,875	5.47%
<b>Statewide</b>				
Administrative Office of the Courts	\$ 1,410,597		\$ 1,269,127	
Attorney General - Forfeiture	\$ 677,652		\$ 620,191	
Attorney General - Medicaid Fraud	\$ 98,827		\$ 98,827	
Department of Corrections	\$ 100,000		\$ 100,000	
Department of Public Safety - Crime Lab	\$ 382,223		\$ 355,469	
<i>Total</i>	\$ 2,669,299	28.89%	\$ 2,443,614	28.21%
<b>Grand Total</b>	<b>\$ 9,238,067</b>		<b>\$ 8,662,394</b>	

**DRUG, GANG AND VIOLENT CRIME CONTROL COMMITTEE  
OF THE  
ARIZONA CRIMINAL JUSTICE COMMISSION**

**Request for Committee Action**

<b>Action Requested:</b>	<b>Type of Action Requested:</b>	<b>Subject:</b>
April 25, 2018	<input type="checkbox"/> Formal Action/Motion <input checked="" type="checkbox"/> Information Only <input type="checkbox"/> Other	Drug And Gang Enforcement Account Grant Rules 5-Year Review

**TO:** Chairperson and Committee Members

**FROM:** Tony Vidale, Deputy Director  
Drug, Gang and Violent Crime Control

**RECOMMENDATION:**

For information only.

**DISCUSSION:**

Staff will offer a 3-minute briefing on the five-year rule review for the DEA grant rules. The five-year-review report for A.A.C. Title 10, Chapter 4, Article 4 (Drug and Gang Enforcement Account Grants) will be due for submission to the Governor’s Regulatory Review Council in January 2019. Pursuant to A.R.S. § 41-1056 each agency is required to perform a review of its rules once every five years. Staff is providing a copy of the rules for the Committee to review. At a future Committee meeting, staff will facilitate a discussion about recommended changes to the rules.

**FISCAL IMPACT:**

N/A

**ALTERNATIVES:**

Not Approve - Modify - Table

TITLE 10. LAW

CHAPTER 4. ARIZONA CRIMINAL JUSTICE COMMISSION

(Authority: A.R.S. §§ 41-1308 and 41-1309)

ARTICLE 4. DRUG AND GANG ENFORCEMENT ACCOUNT GRANTS

Article 4 consisting of Sections R10-4-401 through R10-4-404 adopted as permanent rules effective July 18, 1988.

Article 4 consisting of Sections R10-4-401 through R10-4-404 adopted as an emergency effective February 22, 1988 pursuant to A.R.S. § 41-1026, valid for only 90 days. Emergency expired.

Section

R10-4-401.	Definitions
R10-4-402.	General Information Regarding Grants
R10-4-403.	Grant Application
R10-4-404.	Application Evaluation; Standards for Award
R10-4-405.	Request for Modification of Recommended Allocation Plan
R10-4-406.	Required Reports

ARTICLE 4. DRUG AND GANG ENFORCEMENT ACCOUNT GRANTS

R10-4-401. Definitions

In this Article:

“A-133 audit report” means a report on an audit conducted in accordance with the standards for obtaining consistency and uniformity among federal agencies for the audit of non-federal entities expending federal awards established by the Office of Management and Budget in Circular A-133.

“Account” means the Drug and Gang Enforcement Account established by A.R.S. § 41-2402.

“Applicant” means an approved agency or task force that submits an application for a grant from the Account.

“Approved agency” means a unit of state, county, local, or tribal government working to accomplish one or more of the goals established at A.R.S. § 41-2402(A).

“Approved project” means a planned endeavor to accomplish one or more of the goals established at A.R.S. § 41-2402(A) for which a grant is made from the Account.

“Commission” means the Arizona Criminal Justice Commission established by A.R.S. § 41-2404.

“Committee” means the Drug, Gang, and Violent Crime Committee of the Commission.

“Host agency” means an approved agency that submits a grant application and required reports on behalf of a task force.

“Matching funds” means non-federal and non-Account money or program income that a grant recipient adds to a grant from the Account and spends to accomplish the goals of an approved project.

“Program income” means funds generated as a result of the activities funded by a grant from the Account.

“Task force” means multiple approved agencies from different jurisdictions that collaborate to accomplish multiple goals established at A.R.S. § 41-2402(A).

Historical Note

Adopted as an emergency effective February 22, 1988, pursuant to A.R.S. § 41-1026, valid for only 90 days (Supp. 88-1). Emergency expired. Adopted without change as a permanent rule effective July 18, 1988 (Supp. 88-3). Amended effective October 28, 1994 (Supp. 94-4). Amended by final rulemaking at 7 A.A.R. 1007, effective February 8, 2001 (Supp. 01-1). Amended by final rulemaking at 14 A.A.R. 4654, effective January 31, 2009 (Supp. 08-4).

R10-4-402. General Information Regarding Grants

A. The Commission shall annually request grant applications and make grant awards of Account funds.

B. The Commission’s ability to make grant awards is contingent upon the availability of Account funds.

C. The Commission shall publish its priorities for grant awards in a report of the state’s strategy for combating drugs, gangs, and violent crime. This report also includes the plan approved by the federal government and referenced under A.R.S. § 41-2402(F).

D. The Commission shall make all information regarding grants, including the request for grant applications and application and report forms, available on its web site.

E. The Commission shall ensure that training regarding grant application procedures and grant management are made available to interested approved agencies.

F. The Commission shall provide oversight of all grants awarded, which may include conducting a financial review or audit of a grant recipient, to ensure that Account funds are expended in compliance with all terms of the grant agreement and all applicable state and federal laws.

G. The Commission shall require that a grant recipient provide matching funds in the amount specified in the request for grant applications.

H. The Commission shall not require a grant recipient to provide matching funds that exceed 25% of the total project budget.

#### Historical Note

Adopted as an emergency effective February 22, 1988, pursuant to A.R.S. § 41-1026, valid for only 90 days (Supp. 88-1). Emergency expired. Adopted without change as a permanent rule effective July 18, 1988 (Supp. 88-3). Amended effective October 28, 1994 (Supp. 94-4). Amended by final rulemaking at 7 A.A.R. 1007, effective February 8, 2001 (Supp. 01-1). Former Section R10-4-402 renumbered to R10-4-403; new Section made by final rulemaking 14 A.A.R. 4654, effective January 31, 2009 (Supp. 08-4). R10-4-403. Grant Application

A. An approved agency or task force may submit an application for a grant from the Account. If application is made by a task force, members of the task force shall identify a host agency.

B. An applicant shall access, complete, and submit to the Commission the application form that is available on the Commission's web site. The applicant shall provide the following information:

1. Title of the application and proposed project;
2. Purpose specified in A.R.S. § 41-2402(A) that the proposed project will address;
3. Statement of whether the application is a request to continue a previously approved project;
4. Name and address of the applicant;
5. List of member agencies of the task force if the applicant is a task force;
6. Name of the individual authorized to submit the application;
7. Name of the individual responsible for administering and supervising the proposed project;
8. Statement of the mission of the proposed project;
9. Statement of the problem addressed by the proposed project including data reflecting:
  - a. The scope of the problem, and
  - b. The absence or inadequacy of current resources to address the problem;
10. Summary of the proposed project that explains how the proposed project seeks to address the problem identified;
11. Description of collaborative efforts among law enforcement, prosecution, community organizations, social service agencies, and others that will be involved with the proposed project;
12. Description of the methodology that will be used to evaluate the effectiveness of the proposed project;
13. Goals of the proposed project stating what the proposed project is intended to accomplish;
14. Objectives that are specific, measurable, and directly correlated to the goals of the proposed project;
15. Detailed budget that includes:
  - a. Total amount to be expended on the proposed project including both Account and matching funds;
  - b. Estimated amount to be expended for various allowable expenses and the manner in which the estimate was determined;
  - c. Sources of the required matching funds; and
  - d. Statement of whether Account funds received will be used as matching funds for another grant program and if so, the name of the grant program and funding agency;
16. Date of the jurisdiction's current A-133 audit report;
17. Description of the internal controls the applicant will use to ensure compliance with all terms of the grant agreement;
18. Description of plan to sustain the project if Account funds are no longer available; and
19. Signature of the individual identified in subsection (B)(6) certifying that the information presented is correct and that if a grant is received, the applicant will comply with the terms of the grant agreement and all applicable state and federal laws.

C. In addition to submitting the application form required under subsection (B), an applicant shall submit to the Commission:

1. A copy of the jurisdiction's current A-133 audit report or if the jurisdiction does not have a current A-133 audit report, a copy of all correspondence relating to an extension of time to have an audit completed;



2. If the applicant is a task force, a letter on agency letterhead or another document from each member agency of the task force describing the manner in which the member intends to contribute to the proposed project; and

3. If the applicant's jurisdiction applied directly for federal criminal justice grant funding, a copy of the application.

#### Historical Note

Adopted as an emergency effective February 22, 1988, pursuant to A.R.S. § 41-1026, valid for only 90 days (Supp. 88-1). Emergency expired. Adopted without change as a permanent rule effective July 18, 1988 (Supp. 88-3). Amended by final rulemaking at 7 A.A.R. 1007, effective February 8, 2001 (Supp. 01-1). Former Section R10-4-403 renumbered to R10-4-404; new Section R10-4-403 renumbered from R10-4-402 and amended by final rulemaking at 14 A.A.C. 4654, effective January 31, 2009 (Supp. 08-4).

#### R10-4-404. Application Evaluation; Standards for Award

A. The Commission shall ensure that each application that is submitted timely and proposes a project eligible for funding from the Account is evaluated. After the applications are evaluated, the Committee shall forward a recommended allocation plan to the Commission. The Commission shall grant or deny funding within 90 days after the application deadline.

B. If the Commission determines that it needs additional information to facilitate its review of an application, the Commission shall:

1. Request the additional information from the applicant, or

2. Request the applicant to amend the application.

C. The Commission shall approve grant funding, in whole or in part, or deny funding using standards in the plan approved by the federal government and referenced under A.R.S. § 41-2402(F).

D. The standards referenced in subsection (C) include an assessment of whether the proposed project:

1. Is directed toward a problem that is demonstrated by statistical data;

2. Is designed to address the identified problem;

3. Is a coordinated effort among multiple approved agencies;

4. Has specific goals;

5. Has measurable objectives that relate to the goals;

6. Has appropriate methods for evaluating achievement of objectives;

7. Has a reasonable budget of allowable expenses;

8. Has identified the required matching funds;

9. Has internal controls to monitor expenditure of Account funds; and

10. If the program was previously funded, all grant requirements were met timely and there were no reportable deficiencies during monitoring reviews.

#### Historical Note

Adopted as an emergency effective February 22, 1988, pursuant to A.R.S. § 41-1026, valid for only 90 days (Supp. 88-1). Emergency expired. Adopted without change as a permanent rule effective July 18, 1988 (Supp. 88-3). Amended effective October 28, 1994 (Supp. 94-4). Amended by final rulemaking at 7 A.A.R. 1007, effective February 8, 2001 (Supp. 01-1). Former Section 10-4-404 renumbered to R10-4-406; new Section R10-4-404 renumbered from R10-4-403 and amended by final rulemaking 14 A.A.R. 4654, effective January 31, 2009 (Supp. 08-4).

#### R10-4-405. Request for Modification of Recommended Allocation Plan

A. Commission staff shall provide an applicant with at least five days' notice of the Committee's recommended allocation plan and the date, time, and location of the meeting at which the Committee will make a decision about forwarding the recommended allocation plan to the Commission for its action.

B. If an applicant disagrees with the recommended allocation plan, the applicant may verbally request that the Committee modify the recommended allocation plan. The Committee shall consider the request for modification before forwarding the recommended allocation plan to the Commission.

C. Commission staff shall provide an applicant with at least five days' notice of the date, time, and location of the meeting at which the Commission will consider the recommended allocation plan.

D. If an applicant disagrees with the recommendation of the Committee, the applicant may verbally request that the Commission modify the recommended allocation plan. The Commission shall consider the request for modification when making a final decision to award or deny a grant of Account funds to the applicant. The Commission's decision is final.

#### Historical Note

New Section made by final rulemaking at 14 A.A.R. 4654, effective January 31, 2009 (Supp. 08-4).

#### R10-4-406. Required Reports

A. The Commission shall annually prepare and submit the report required under A.R.S. § 41-2405(A)(11) and the report required by the federal government regarding the current criminal justice grant program. The Commission shall use data submitted by grant recipients as specified in the recipient's grant agreement to prepare these reports.

B. A grant recipient shall submit to the Commission financial, activity, and progress reports documenting the activities supported by the Account funds. The grant recipient shall submit the reports as specified in the grant agreement. The specific reports required are determined by the nature of the proposed project. A grant recipient shall submit a required report by the 25th day following the end of the month or quarter in which the report is due.

C. The Commission shall not distribute Account funds to a grant recipient that fails to submit a required report within 60 days of its due date.

D. A grant recipient shall cooperate with and participate in all assessment, evaluation, or data collection efforts authorized by the Commission.

E. The Commission has the right to obtain, reproduce, publish, or use information provided in the required reports or assessment, evaluation, or data collection efforts. When in the best interest of the state, the Commission may authorize others to receive and use the information.

#### Historical Note

New Section R10-4-406 renumbered from R10-4-404 and amended by final rulemaking 14 A.A.R. 4654, effective January 31, 2009 (Supp. 08-4).