

**Arizona Criminal Justice Commission
Minutes
May 17, 2018**

A public meeting of the Arizona Criminal Justice Commission convened on May 17, 2018, at the Arizona Criminal Justice Commission, 1110 W. Washington, Suite 250, Phoenix, AZ 85007.

Members Present

Joe Brugman, Vice Chairperson, Chief, Safford Police Department
Mark Brnovich, Attorney General, Tom Rankin representing
David Byers, Director, Administrative Office of the Courts
K.C. Clark, Navajo County Sheriff
Dave Cole, Retired Judge, by phone
Sean Duggan, Chief, Chandler Police Department
Barbara LaWall, Pima County Attorney
Greg Mengarelli, Mayor, City of Prescott
Frank Milstead, Director, Department of Public Safety, Kelly Heape representing
Bill Montgomery, Maricopa County Attorney, Mike McVey representing
Mark Napier, Pima County Sheriff, by phone
Paul Penzone, Maricopa County Sheriff
Charles Ryan, Director, Department of Corrections
David Sanders, Pima County Chief Probation Officer, Carl Sheets representing by phone
Daniel Sharp, Chief, Oro Valley Police Department
Steve Stahl, Chief, Maricopa Police Department, Law Enforcement Leader
Steve Williams, Navajo County Supervisor
C.T. Wright, Chairperson, Board of Executive Clemency

Staff Present

Andrew T. LeFevre Executive Director
Tony Vidale, Deputy Director
Wendy Boyle, Program Project Specialist
Larry Grubbs, Program Manager
Jaime Watson, Public Information Officer

Members Absent

Sheila Polk, Chairperson, Yavapai County Attorney

Guests Participating:

Maria Cristina Fuentes, Governor's Office of Youth, Faith, and Family

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

The meeting was called to order by Vice Chairperson Joe Brugman at 1:30 pm. Greg Mengarelli, Mayor, City of Prescott, and Steve Stahl, Chief, Maricopa Police Department, Law Enforcement Leader were welcomed to the Commission as new members and introduced themselves. Vice Chairperson Brugman led the Pledge of Allegiance. There was a roll call, and a quorum was declared present.

II. Presentation by Governor's Office of Youth, Faith, and Family

Maria Cristina Fuentes, Director of the Governor's Office of Youth, Faith, and Family (GOYFF) presented the five key priorities for the agency that includes Human Trafficking, Substance Abuse, Child Well-Being, Juvenile Justice and Sexual & Domestic Violence, as well as running the state's Americorp program. GOYFF is the Governor's faith-based program and does their work in two primary key areas by administering about \$30M mostly for federal grant programs, and under the community engagement, faith-based and communication work runs eight Governor appointed councils and commissions.

III. Presentation-Statewide Adult Recidivism Reduction Implementation Grant

Commissioner Charles Ryan addressed the Department of Corrections ten-year goal for a 25 percent reduction in recidivism. The Second Chance Act-Statewide Adult Recidivism Grant in 2015, was for planning purposes and in 2016, for implementation. The Governor's goals tied into the grant for the statewide adult recidivism reduction and align with the Second Chance grant objectives. The purpose is to target the high-risk recidivism and have continuous quality improvement. The strategic initiatives are motivational interviewing and training, and the two projects: staff retention and high risk/high need.

IV. Minutes of the March 29, 2018 Meeting

Vice Chairperson Brugman called for a motion on the minutes of the Commission meeting held on March 29, 2018. Commissioner David Byers entered a motion to approve the minutes, seconded by Commissioner Barbara LaWall, and was unanimously approved by the Commission.

V-1. Executive Director's Report – Staff and Program Updates

ACJC recently hired Shayla Fordyce as the Research Analyst 2 in the Statistical Analysis Center. There are three vacancies in the agency, one in the SAC department, Finance and the Crime Victims program. Peter Henning, IT manager, will be retiring at the end of June and ACJC will not fill the position. The PIO role vacated because Jaime Watson is leaving so that position will be open for the 1st quarter of FY19. ACJC went through a business case review with ADOA about the changing needs of the agency and with that, requested elimination of the administrative services officer/HR function, and approved a new opening for a Project Manager/Grants Writer position. In other news, AYS has 260 schools signed up thus far, with a threshold of 40,000 surveys sent. Lastly, finalizing discussions with the Department of Gaming to administer a new grant program and hopefully becomes a new business model for ACJC.

V-2. Finance Update/State Budget Update

Executive Director Andrew LeFevre reported there were no findings in the DEA audit. From the Governor's budget for FY19, ACJC was appropriated \$600,000 from the fingerprint clearance card fund for the state's systems improvement work to increase the completeness of criminal history records for FY 2018, 2019, 2020, and 2021.

VI. Committee Reports

A. Executive

1. Update on the activities of the Executive Committee

Executive Director LeFevre stated there were no items to report.

2. Discussion on Commission Approval of ACJC Reports

Commissioner Barbara LaWall entered a motion to approve the statutorily mandated reports as outlined in the ACJC meeting schedule handout, seconded by Commissioner David Byers and was unanimously approved by the Commission.

3. Discussion on Establishing a Protocol for Commission Support for Events and Projects

Commissioner Daniel Sharp entered a motion for the Commission to delegate the authority and protocol to the Executive Committee to decide if ACJC will support events and projects, and if there are time constraints, the Executive Director can make the decision. The motion seconded by Commissioner Charles Ryan was unanimously approved by the Commission.

B. Drug, Gang & Violent Crime Control

1. Update on the activities of the Drug, Gang & Violent Crime Control Committee

Commissioner Brugman stated the Committee met on April 25, 2018. Staff presented the Committee with recommendations on FY19 Drug, Gang and Violent Crime Control Cycle 32 grant funds and updated the status of the Byrne/JAG funding. Staff also presented a 3-minute briefing on the five-year rule review for the DEA grant rules. The five-year-review report will be due for submission to the Governor's Regulatory Review Council in January 2019.

2. Drug, Gang & Violent Crime Control (Cycle 32) Grant Awards

Tony Vidale, Deputy Director, and Program Manager presented the recommendation from the Committee for the Drug, Gang & Violent Crime Control grant funds displayed on page 21 of the agenda contingent on receiving federal funding. This significant change applies to the delaying of funds from the FY17 Byrne JAG grant.

Commissioner David Byers entered a motion to approve the award of \$8,662,394 of the Arizona Drug, Gang & Violent Crime Control Cycle 32 grant funds as outlined in Table DC 4 on page 21 of the agenda. The funding is awarded to eligible criminal justice agencies contingent on receipt of federal funds for the period beginning July 1, 2018, and ending June 30, 2019. The grant award does not include the Attorney General's Office Medicaid Fraud project, which funds from October 1, 2018, and ending September 30, 2019. Commissioner Charles Ryan seconded the motion and unanimously approved by the Commission.

3. ACJC Letter to Congressional Delegation on Delay in Byrne JAG Funding

Tony Vidale presented a draft letter addressed to the Arizona congressional delegation on the concerns for the delay in FY17 Byrne JAG funding and directed that by January 31, 2019, staff cannot make any reimbursements until the funds are available. The Commission agreed that we have a fiduciary responsibility to disperse the funds and the information in the letter shows the extent of what the issues are.

Commissioner Daniel Sharp entered a motion to approve the draft letter signed by Chairperson Polk and Director LeFevre to Arizona's congressional delegation expressing concern and the negative impact that the delayed release of federal Byrne JAG funding is having on criminal justice activities across the state. The motion seconded by Commissioner Dave Byers and unanimously approved by the Commission.

C. Crime Victims

1. Update on the activities of the Crime Victims Committee

Commissioner Ryan stated the Crime Victims Committee met on May 1, 2018, and had one agenda item. He then deferred to Larry Grubbs, Program Manager.

2. FY19 Crime Victim Assistance Grant Program Awards

Larry Grubbs presented the recommendation of the Committee to allocate state Crime Victim Assistance grant awards totaling \$750,000 for FY19.

Commissioner David Byers entered a motion to approve the award of \$750,000 in FY19 Crime Victim Assistance grant funds as indicated in Table VS-1 on page 29 of the agenda. The motion seconded by Commissioner Daniel Sharp was unanimously approved by the Commission.

D. Update on the activities of the Information Technology Systems Improvement Committee

Commissioner Byers stated there were no items to report.

E. Legislative

1. Update on the activities of the Legislative Committee

Designee Carl Sheets reported the legislative session ended May 3, 2018, and deferred to Jaime Watson, Public Information Officer.

2. 2018 Legislative Session Review

Jaime Watson reviewed the legislative update on formal positions ACJC had taken this past session. The priority legislation that ACJC sought sponsorships were HB 2249 – to improve Protective Orders and HB 2247 – to modify ACJC sexual assault reporting requirements both passed and were signed into law. ACJC supported legislation HB 2001 and SB 1350 – both of which sought to have ACJC fulfill the requirement to administering the indigent defense fund did not pass. ACJC has included funding indigent defense in an annual budget request. ACJC opposed SB 1496 that created a new class of inmates primarily drug offenders that DOC would be required to release the transition program. The bill was signed into law.

VII. Commission Member Summaries of Current Events

No items presented.

VIII. Call to the Public

Vice Chairperson Brugman made a call to the public, and no member of the audience addressed the Commission.

IX. Date, Time and Location of Next Meeting

The next Arizona Criminal Justice Commission meeting takes place at **10:30 am on Wednesday, July 18, 2018**, at the Little America Hotel, Flagstaff, Arizona.

X. Adjournment

The meeting adjourned at 2:50 p.m.

Respectfully submitted,



Andrew T. LeFevre
Executive Director