

**NOTICE OF PUBLIC MEETING OF THE
LEGISLATIVE 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 **Legislative Committee** of the Arizona Criminal Justice Commission and to the general public that the **Legislative Committee** will hold a meeting open to the public on **Tuesday, October 24, 2017** beginning at **10:00AM** at the **Arizona Criminal Justice Commission Office, 1110 W. Washington, Suite 230, Phoenix, Arizona 85007.**

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 David Sanders**
- Legislative Committee Members:*
David Sanders, Chairperson
David Byers
K.C. Clark
Barbara LaWall
Frank Milstead
Mark Napier
Danny Sharp
- II. Minutes of April 07, 2017 Meeting** **P-F-T**
- Approval of Minutes
- III. Protection Order (PO)/ Injunction Against Harassment (IAH) Project** **Marc Peoples**
- A summary of the PO and IAH project and survey results will be presented **Info**
- IV. (PO)/ (IAH) Draft Legislation Review** **Jaime Watson**
- Review, discussion, consideration and possible action of the Protection Order and Injunction Against Harassment draft legislation. **P-F-T**
- V. Sexual Assault Records Draft Legislation Review** **Jaime Watson**
- Review, discussion, consideration and possible action of the Sexual Assault Records; Reports draft legislation **P-F-T**

VI. 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.

VII. Date, Time, and Location of Next Meeting

- The next Legislative Committee meeting will be held at the call of the Chairperson

VIII. 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.

II

JOINT EXECUTIVE COMMITTEE AND LEGISLATIVE COMMITTEE OF THE ARIZONA CRIMINAL JUSTICE COMMISSION

Request for Committee Action

Action Requested:	Type of Action Requested:	Subject:
October 24, 2017	<input checked="" type="checkbox"/> Formal Action/Motion <input type="checkbox"/> Information Only <input type="checkbox"/> Other	Minutes of the April 7, 2017 Meeting

TO: Chairperson and Committee Members

FROM: David Sanders, Chairperson

RECOMMENDATION:

The Committee approve the minutes of the Legislative Committee meeting held on April 07, 2017.

DISCUSSION:

N/A

FISCAL IMPACT:

N/A

ALTERNATIVES:

Not Approve - Modify - Table

Joint Executive and Legislative Committees
Minutes
April 7, 2017

A public meeting of the Joint Executive and Legislative Committees of the Arizona Criminal Justice Commission was convened on Friday, April 7, 2017 at the Arizona Criminal Justice Commission, 1110 W. Washington, Suite 230, Phoenix, AZ 85007.

Members Present:

Sean Duggan, Chairperson, Chandler Police Chief, by conference call
David Byers, by conference call
Joe Brugman, Safford Police Chief, by conference call
Charles Ryan, Department of Corrections, by conference call
David Sanders, Chairperson, Pima County Chief Probation Officer, by conference call
K.C. Clark, Navajo County Sheriff, by conference call
Frank Milstead, Director, Department of Public Safety, Courtney Coolidge representing by conference call
Danny Sharp, Chief, Oro Valley Police Department, by conference call

ACJC Staff Participating:

Andrew LeFevre, Executive Director
Roxanne Harris, Legislative Intern

I. Call to Order and Roll Call

The meeting was called to order by Chairperson David Sanders at 1:31pm. Roll was taken and a quorum was declared present.

II. Minutes of the March 3, 2017 Meeting

Chairperson Sanders called for a motion on the minutes. Joe Brugman entered a motion to approve the minutes of the meeting held on March 3, 2017. The motion was seconded by Danny Sharp and was unanimously approved by the Committee.

III. ACJC Legislation

Andrew LeFevre, Executive Director, provided updates on ACJC approved legislation for the 2017 legislative session.

Mr. LeFevre informed the Commission that HB 2085 was signed by Governor Ducey on 3/21 and that HB 2375 was signed by Governor Ducey on 3/31. HB 2087, ACJC's continuation bill, was also signed by Governor Ducey on 3/24 but the sunset hearing date was amended from July 1, 2027 to July 1, 2025 in the Senate.

Mr. LeFevre provided updates on ACJC supported legislation.

Mr. LeFevre informed the Commission that HB 2243 passed the Senate 59-0 and is ready for House actions on Senate amendments. An amendment was approved with the necessary timeline changes to the new reporting requirements outlined in the legislation.

Mr. LeFevre informed the Commission that HB 2239 was signed by Governor Ducey on 3/24.

IV. Review Introduced Criminal Justice Legislation

Mr. LeFevre provided updates on legislation that ACJC chose to monitor. He informed the Commission that:

HB 2066 received a strike-everything amendment that, if accepted, would stipulate that if a driver causes a car accident that results in a death then they would automatically comply to have their blood tested. No further action has been taken on the bill and the strike-everything amendment.

SB 1278 did not receive a hearing in the House Judiciary and Public Safety Committee and will not be moving forward in the legislative process.

HB 2477 passed out of the Senate on 4/3 and is currently waiting for House concurrence on Senate amendments. The current version of the bill is a vast improvement from the original language but various agencies still have concerns. The only concern ACJC has is in getting the funding in order to build the new databases necessary for the new reporting requirements outlined in the legislation. It is currently estimated that building the databases to comply with both HB 2477 and HB2433 will cost \$100,000. There is no funding allocated to building the reporting systems although RICO money has been a suggestion by members of the Appropriations Committee. Mr. LeFevre and legislative liaison Jaime Watson have begun meeting with members of the appropriations committees to make them aware of the need for funding for these new databases.

HB 2170 would have carved out 5% of RICO money for AZ POST training but failed in the Senate Judiciary Committee and will not be moving forward in the legislative process.

SB 1035 was retained on the COW calendar on 3/8 and it is unlikely this bill will continue in the legislative process.

HB 2211 was signed by Governor Ducey on 3/21. This legislation mandates that on 12/1 of each year the Department of Corrections report to the governor about the drug and alcohol treatment programs available to offenders in Arizona.

SB 1069 never received a hearing in the House Judiciary and Public Safety Committee and will not be moving forward in the legislative process.

V. Call to the Public

Chairperson Sanders made a call to the public. No members of the public addressed the Committee.

VI. Date, Time, and Location of Next Meeting

The next legislative update will be scheduled at a later date if needed.

VII. Adjournment

The meeting was adjourned at 1:45pm.

Respectfully submitted,



Andrew T. LeFevre
Executive Director

Audio recording is available upon request.

III

JOINT EXECUTIVE COMMITTEE AND LEGISLATIVE COMMITTEE OF THE ARIZONA CRIMINAL JUSTICE COMMISSION

Request for Committee Action

Action Requested:	Type of Action Requested:	Subject:
October 24, 2017	<input type="checkbox"/> Formal Action/Motion <input checked="" type="checkbox"/> Information Only <input type="checkbox"/> Other	Protection Order (PO)/ Injunction Against Harassment (IAH)

TO: Chairperson and Committee Members

FROM: Marc Peoples, Program Manager
CJ Systems Improvements Program

RECOMMENDATION:

Information Only

DISCUSSION:

A briefing will be provided on the survey results of the PO and IAH project.

FISCAL IMPACT:

N/A

ALTERNATIVES:

N/A

IV

JOINT EXECUTIVE COMMITTEE AND LEGISLATIVE COMMITTEE OF THE ARIZONA CRIMINAL JUSTICE COMMISSION

Request for Committee Action

Action Requested:	Type of Action Requested:	Subject:
October 24, 2017	<input checked="" type="checkbox"/> Formal Action/Motion <input type="checkbox"/> Information Only <input type="checkbox"/> Other	Protection Order (PO)/ Injunction Against Harassment (IAH) Draft Legislation Review

TO: Chairperson and Committee Members

FROM: Jaime Watson, Public Information Officer/Legislative Liaison

RECOMMENDATION:

The Legislative Committee recommend to the full Commission for approval of the Protection Order and Injunction against Harassment draft legislation.

DISCUSSION:

On July 16, 2015, the Commission approved that the Arizona Criminal Justice Commission should develop a statewide protocol that establishes a best practices model on how Protection Orders should be processed and served. In 2016, ACJC received a grant to perform a statewide assessment on the Protection Order process and through this review best practices were identified. Based on the statewide assessment it was discovered that to improve our process, legislative changes will need to be made in state statute.

FISCAL IMPACT:

Yes

ALTERNATIVES:

Not Approve - Modify - Table

**JOINT EXECUTIVE COMMITTEE AND LEGISLATIVE COMMITTEE
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Request for Committee Action

Action Requested:	Type of Action Requested:	Subject:
October 24, 2017	<input checked="" type="checkbox"/> Formal Action/Motion <input type="checkbox"/> Information Only <input type="checkbox"/> Other	Sexual Assault Records Draft Legislation Review

TO: Chairperson and Committee Members

FROM: Jaime Watson, Public Information Officer/Legislative Liaison

RECOMMENDATION:

The Legislative Committee recommend to the full Commission for approval of the draft legislation for Sexual Assault Records; Reports.

DISCUSSION:

The Sexual Assault Records; Reports Statute requires ACJC to report records that are not collected. ACJC recommends amending the statute to remove these requirements to ensure ACJC complies with reporting requirements.

FISCAL IMPACT:

No

ALTERNATIVES:

Not Approve - Modify - Table