

**Joint Executive Committee and Legislative Committee
of the Arizona Criminal Justice Commission
Minutes
February 4, 2020**

A public meeting of the Joint Executive and Legislative Committees of the Arizona Criminal Justice Commission was convened on Tuesday, February 4, 2020 at the Arizona Criminal Justice Commission, 1110 W. Washington, Suite 230, Phoenix, AZ 85007.

Members Present:

David Sanders, Chairperson, Pima County Chief Probation Officer
Sheila Polk, ACJC Chairperson, Yavapai County Attorney
Steve Stahl,
David Byers, Director of Administrative Office of the Courts,
Timothy Chung, on behalf of Director Frank Milstead of the Department of Public Safety
Danny Sharp, Chief, Oro Valley Police Department
Abbie James, on behalf of Pima County Attorney, Barbara LaWall

Members Absent:

Sean Duggan, Chandler Police Chief
Mark Napier, Pima County Sheriff

ACJC Staff Present:

Molly E. Edwards, Public Information Officer/Legislative Liaison
Andy LeFevre, ACJC Executive Director
Dorothy Davis, Legislative Intern
Wendy Boyle, Project Specialist

Guests Participating:

Jerry Landau, Administrative Office of the Courts

I. Call to Order and Roll Call

The meeting was called to order by Chief David Sanders at 1:30 pm. Roll was taken and a quorum was declared present.

II. Review of Amended HB 2227 Language- Criminal Justice Commission; Data Collection

Director Andy Lefevre stated that the Commission had asked staff to reach out to more stakeholders to get input on the language and how it could be improved. Director LeFevre sent a revised draft of the amended language to the Commission for their review. Additionally, ACJC staff met with more stakeholders on February 3, 2020 to have additional discussion about the amended language. In speaking with stakeholders, staff had not heard a lot of objections, however, a few needed to take the revised language back to their groups for further discussion and sign off. Director LeFevre provided the Commission with the more refined language to be more prescriptive of when the commission would be able to require data when it is a statutorily required report, is required for a federal or state required report, or that would be deemed necessary by a vote of the full Commission. And then also having language that it was only that data that is collected by the agency and is readily reportable by the agencies. The bill also says that the Commission cannot go out and seek new data. Director Lefevre noted that on a fairly regular basis, we have reached out to agencies about data that we are statutorily required to receive and have not received what we have needed. All we can do is state that the agency "did not report". Examples of times when this has occurred have been with the Federal Deaths in Custody report or the RICO report. We have no mechanism other than to just keep asking them for the data. With the Department of Justice reports, they can assess a penalty against our Byrne-Jag dollars for future years. If we can continue to have language that "requires" the data, it will give us a stronger ability to go back to those agencies in an attempt to get the data.

Chairwoman Sheila Polk stated that she appreciated changes to the language and that these changes address her concerns. She has heard concerns from the Sheriffs and wondered if we had received any feedback from them? Director LeFevre confirmed that staff had sent the revised language to the Association of Counties, but we had not heard back from them yet. However, staff has had specific conversations with Sheriff representatives. But staff is happy to continue these conversations as we move through the process.

Chairman Sanders asked if there were any further questions or concerns. There were none.

Chairwoman Sheila Polk moved to accept the new language as amended and further move to get the authority to allow Director LeFevre to continue to work with the language as it moves through the process.

Chief Danny Sharp seconded the motion. The motion passed unanimously.

III. Call to the Public

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

IV. Date, Time, and Location of Next Meeting

The next legislative update will be February 14, 2020 at 1:30 PM.

V. Adjournment

The meeting was adjourned at 1:41 pm.

Respectfully submitted,



Andrew T. LeFevre, Executive Director

Audio recording is available upon request.