

# NOTICE OF PUBLIC MEETING

## ARIZONA CRIMINAL JUSTICE COMMISSION

Pursuant to A.R.S. § 38-431.02, notice is hereby given to the members of the **Arizona Criminal Justice Commission** and to the general public that the **Arizona Criminal Justice Commission** will hold a meeting open to the public on **Wednesday, July 12, 2023**, beginning at **10:30 a.m.** at the **Little America Hotel, 2515 E. Butler Avenue, Flagstaff, AZ**. Members of the Commission 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.

The Commission may go into executive session for any of the purposes set forth in A.R.S. 38-431.03(A)(1) through (7), as applicable to the agenda items listed, including for the purposes of receiving legal advice or the consideration of employment-related issues.

**The agenda for the meeting is as follows:**

	<b><i>Agenda Items</i></b>	<b><i>Presenter</i></b>
	<b>Call to Order, Roll Call, and Pledge of Allegiance</b>	<b>Chair Steve Stahl Vice-Chair Dave Byers</b>
	<b>Commission Presentation: Justice Counts Program</b> <ul style="list-style-type: none"> <li>• <b>Sarah Lee, Senior Policy Analyst, Justice Counts, Council of State Governments Justice Center</b></li> </ul>	
<b>1.</b>	<b>Stakeholder Group Updates</b> <ul style="list-style-type: none"> <li>• <b>Rachael Hernandez, Assistant US Attorney</b></li> </ul>	<b>Info</b>
<b>2.</b>	<b>Approval of Previous Meeting Minutes</b> <ul style="list-style-type: none"> <li>• <b>May 18, 2023</b></li> </ul>	<b>Chair Steve Stahl P-F-T</b>
<b>3.</b>	<b>Executive Director's Report</b>	<b>Andrew LeFevre</b>
	<b>a. Staff and Program Updates</b>	<b>Info</b>
	<b>b. Finance Update</b>	<b>Info</b>
	<b>c. Approval of DEA Account Yearly Audit</b>	<b>P-F-T</b>
	<b>d. ACJC Budget Issues for FY 24-25</b>	<b>Info</b>
<b>4.</b>	<b>Committee Reports</b>	
	<b>A. Executive</b>	<b>Chair Steve Stahl</b>
	1. Update on the activities of the Committee	<b>Info</b>
	2. Update on the activities of the Statistical Analysis Center	<b>Matt Bileski Info</b>
	<b>B. Drug, Gang &amp; Violent Crime Control Program</b>	<b>Tony Vidale</b>
	1. Update on the activities of Committee	<b>Info</b>
	<b>C. Crime Victims</b>	<b>Steve Stahl</b>
	1. Update on the activities of the Committee	<b>Info</b>
	2. Update on Need for Emergency Rule Making for Victim Compensation and Victim Assistance Programs	<b>Andrew LeFevre</b>

	<b>D. Information Technology Systems Improvement</b>	<b>David Byers</b>
	1. Update on the activities of the Committee	<b>Info</b>
	<b>E. Legislative</b>	<b>David Sanders</b>
	1. Update on the activities of the Committee	<b>Info</b>
	2. 2023 Legislative Summary	<b>Molly Edwards Info</b>
<b>5.</b>	<b>Commission Member Summaries of Current Events</b>	<b>Andrew LeFevre</b>
	Pursuant to A.R.S. §38-431.02(K), individual Commission members may present brief summaries of current events, but no discussion may occur, and no action may be taken regarding anything that is presented.	<b>Info</b>
<b>6.</b>	<b>Call to the Public</b>	<b>Chair Steve Stahl</b>
	Those wishing to address the Commission/Committee need not request permission in advance. In order to facilitate virtual participation in the meeting, members of the public wishing to address the Commission/Committee will need to email Andy LeFevre at <a href="mailto:alefevre@azcjc.gov">alefevre@azcjc.gov</a> in <u>advance</u> of the meeting and provide the phone number where you can be reached. Staff will email you an acknowledgment of your request and call you during the Call to the Public for your comment. 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.	
<b>7.</b>	<b>Next Meeting</b>	
	The next Commission meeting takes place on <b>Thursday, September 21, 2023, at 1:30 p.m.</b> at the Arizona Criminal Justice Commission, 1110 W. Washington, Suite 245, Phoenix, AZ 85007. A copy of the agenda background material provided to Commission 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	

## ARIZONA CRIMINAL JUSTICE COMMISSION ACTION-MOTION / INFORMATION ITEM

<b>Presenter</b>	<i>Chair Steve Stahl</i>
<b>Agenda Title</b>	<i>Stakeholder Group Update</i>

<b>Recommended Action</b>	Information Item
<b>Details/Discussion</b>	
<b>Fiscal Impact</b>	None
<b>Alternatives Considered</b>	None

## ARIZONA CRIMINAL JUSTICE COMMISSION ACTION-MOTION / INFORMATION ITEM

<b>Presenter</b>	<i>Chair Steve Stahl</i>	
<b>Agenda Title</b>	<i>Approval of Previous Meeting Minutes</i>	

<b>Recommended Action</b>	The Commission will consider approval of the minutes of its May 18, 2023 meeting.
<b>Details/Discussion</b>	None
<b>Fiscal Impact</b>	None
<b>Alternatives Considered</b>	Not Approve-Modify-Table

## Arizona Criminal Justice Commission Meeting May 18-2023

The Arizona Criminal Justice Commission public meeting convened on May 18, 2023, at the Arizona Criminal Justice Commission office, 1110 W. Washington, Suite 245, Phoenix, AZ 85007.

### Members Present (in person):

Rebecca Baker representing Rachel Mitchell, Maricopa County Attorney  
Gretchen McClellan-Singh representing Mina Mendez, Office of Executive Clemency  
David Sanders, Pima County Chief Probation Officer

### Members Present (via online video/telephone conferencing):

Phil Dougherty representing Paul Penzone, Maricopa County Sheriff  
Baird Greene representing Laura Conover, Pima County Attorney  
Curtiss Hicks representing Kara Riley, Chief, Oro Valley Police Department  
Buddy Janes representing Chris Nanos, Pima County Sheriff  
Greg Lauchner representing Ryan Thornell, Director, Department of Corrections, Rehabilitation, & Reentry  
Kris Mayes, Attorney General  
Marcus Reinkensmeyer representing David Byers, Director, Administrative Office of the Courts

### Staff Present (in person):

Lloyd Y. Asato, Program Manager  
Matt Bileski, Program Manager  
Heather Bohnet, Program Manager  
Josh Cutler, Policy Associate  
Molly Edwards, Public Information Officer  
Lisa Kautz, Finance Manager  
Andrew LeFevre, Executive Director  
Tony Vidale, Deputy Director

### Members Absent:

Jean Bishop, Mohave County Board of Supervisors  
Jeffrey Glover, Director of Public Safety  
Steve Stahl, Chair, Law Enforcement Leader

### Call to Order, Roll Call, and Pledge of Allegiance

**Acting Chair David Sanders** called the meeting to order at 1:30 pm and led everyone in reciting the Pledge of Allegiance. **Andrew LeFevre** took roll call, and a quorum was declared.

#### 1. Stakeholder Group Updates

None.

#### 2. Approval of Previous Meeting Minutes

**Acting Chair Sanders** called for a motion on the Commission meeting minutes on March 16, 2023. **Designee Rebecca Baker** entered a motion to approve the minutes. The motion seconded by **Designee Gretchen McClellan-Singh** was unanimously approved by the Commission.

#### 3. Executive Director's Report

##### a. Staff and Program Updates

**Director LeFevre** introduced Bruce Henry as the new research analyst with the statistical analysis center. Staff is hosting a workshop in July at the NCJA/JRSA annual meeting.

##### b. Finance Update

**Lisa Kautz** gave the financial report as of April 30. Year to date, ACJC received \$7.4M in state funding and \$5.4M in federal funding. The current budget trends are under costs, in personnel at 73 % of the budget, attributing factors are due to vacancy savings; and operating, at 56 % of the total budget. \$3.8M is remaining at the general fund appropriation balance this is anticipated to be expended for the fiscal year with no remaining funds.

#### 4. Committee Reports

##### A. Executive

##### 1. Update on the activities of the Committee

None.

##### 2. Update on the activities of the Statistical Analysis Center

**Matt Bileski** stated ACJC was awarded funding from BJA to facilitate Arizona's involvement in Justice Counts as a multi-state initiative for collecting consensus-based metrics, specifically for criminal justice. The voluntary statewide collection will allow criminal justice agencies to accomplish three major components: 1) showcasing their work, 2) advocating for needed resources, and 3) measuring the impact of existing and changing policy initiatives. The staff has tentatively scheduled for the week of June 19-23 to host a Justice Counts webinar.

##### B. Drug Gang and Violent Crime Control

##### 1. Update on the activities of the Committee

**Tony Vidale** provided information on the State Crisis Advisory Board and the intervention grant. As of now, there are people in place to serve on the board, nine commission members and four non-commissioned members.

##### 2. FY 2024 Drug, Gang and Violent Crime Control Program Cycle 37 Grant Awards

**Mr. Vidale** presented the recommendation from the Committee for the Drug, Gang & Violent Crime grant, which is \$3,864,650.44 from the Byrne/JAG grant, \$2,899,651.93 from the Drug Enforcement Fund, and \$2,220,767.39 in local match funds. **Designee Marcus Reinkensmeyer** entered a motion to approve the FY 2024 Arizona Drug, Gang, and Violent Crime Cycle 37 grant funds to eligible criminal justice agencies; for the period beginning July 1, 2023, and ending June 30, 2024, except the Attorney General's Office Medicaid Fraud project, funded from October 1, 2023, and ending September 30, 2024. The Commission unanimously approved the motion seconded by **Designee Baker**.

##### 3. FY 2024 Residential Substance Abuse Treatment Program RSAT Grant Award Recommendation

**Mr. Vidale** explained the FY 2024 Residential Substance Abuse Treatment Program (RSAT) grant awards as shown on page 24 of the agenda. The recommendation funds projects totaling \$356,734.32 from federal funds and \$118,911.44 from local match funds to the Arizona Department of Corrections, Rehabilitation, and Re-entry (Gemini Program), Arizona Department of Juvenile Corrections (RSAT Program), the Yavapai County Sheriff's Office (Reach Out Program), and Chicanos Por La Causa (Corazon Treatment Center). **Designee McClellan-Singh** entered a motion to approve the award of \$475,645.76 in federal and local cash match funds for the FY 2024 RSAT grant program beginning July 1, 2023, and ending June 30, 2024. The Commission unanimously approved the motion seconded by **Designee Baker**.

### C. Crime Victims

#### 1. Update on the activities of the Committee

**Heather Bohnet** stated the Committee met on May 10 to discuss crime victim assistance and compensation funding.

#### 2. Crime Victim Assistance Program Grant Awards

**Ms. Bohnet** presented the recommendation from the Committee to allocate FY24 Crime Victim Assistance grant funds totaling \$813,464.40 for FY24. **Designee Baker** entered the motion to approve the award of Crime Victim Assistance grant funds for \$813,464.40 in FY24 Crime Victim Assistance grant funds as outlined in Table VS-1 to eligible victim assistance projects for the period beginning July 1, 2023, and ending June 30, 2024. The Commission unanimously approved the motion seconded by **Designee Reinkensmeyer**.

#### 3. Crime Victim Compensation Program ARPA Funding Supplement

**Ms. Bohnet** presented the Committee's recommendation that the Commission approves the \$186,000 ARPA funding supplement for the current FY23 to be allocated to operational units by Table VS-3 on page 33 of the agenda. **Designee Baker** motioned to approve the allocation of ARPA funds for the current FY23 to be allocated to operational units in accordance with Table VS-3. The Commission unanimously approved the motion seconded by **Designee McClellan-Singh**.

### D. Information Technology Systems Improvement

#### 1. Update on the activities of the Committee

**Lloyd Y. Asato** stated the Committee has yet to meet but provided program and funding updates.

(1) The VINE project divides into two phases. Phase I connect county jail management systems to VINE, and Phase II allows, as optional, using the sheriff's office system to do their automated notifications. Maricopa set to launch their database on May 30, Yavapai on June 6, following up with Apache, Cochise, Greenlee, Navajo, Pinal, and Santa Cruz.

(2) HB2482 passed and allocates an appropriation of \$10.5M for the expansion of victim notification each year and orders a house committee to study whether or not to include sexual assault notifications.

(3) On ADRS currently, most prosecutors use the web-based portal, and staff is working with county prosecutors to automate and connect with court management systems directly to ADRS. Cochise is finalizing their testing to go live in the next month. Mohave is moving from the portal submission to an automated connection to ADRS; they currently use e-prosecutor and will build an interface that allows e-prosecutor users in Arizona to connect to ADRS. So far, seven counties and the AG's office have transitioned to automotive reporting. Seventy-five agencies participated in the reporting, and now 97 of the 103 agencies are required to report as enrolled in our reporting.

(4) HB2168 requires all agencies in Arizona to provide the use of force reporting and use of force incidents beginning January 1, 2022, published on the ACJC website.

#### **Funding Update:**

The program is submitting three grants. The NCHIP grant funds the criminal history improvement for digitalizing criminal history, additional disposition, criminal history backlogs, and overtime. Staff is requesting \$2.45M. On the Coverdell formula grant that supports criminal forensic labs, the staff is asking \$453,000. Lastly, the NICS grant supports records improvement and currently accepting applications for the FY23 cycle.

### E. Legislative

#### 1. Update on the activities of the Committee

**Acting Chair Sanders** stated the Committee met in December 2022 and twice a month in January, February, and March 2023.

#### 2. Update on the 2023 Legislative Session

**Molly Edwards** reported the legislature is on its 129th day of the session; 1671 bills were introduced, the legislature passed 250 bills, Governor signed 150 bills into law, and 71 were vetoed. A bipartisan budget passed, and the Governor signed it.

**Ms. Edwards** touched on some bills impacting ACJC. The ACJC budget bill bottom line stayed the same. The legislature put \$10M into the law victims' notification law enforcement fund. In this session, ACJC introduced two mirror bills – HB2195 and SB1588 – Phase II of the data collection bill appropriation of \$4.7M for the first year and \$4.8M each year after for two years. HN2195 did not pass out of the judiciary and needed more work with stakeholders on data points.

SB1588-working with stakeholders to understand their concerns and address them. It passed from the Senate to the House, passed House appropriations, then parked in the budget and not included. Staff proposed the removal of the appropriation to keep the policy part of the bill moving forward, creating a structure for the program and allowing ACJC to put together a decision package to include in next year's budget process and build the path for criminal justice agencies to report data. ACJC is making clear to House members the system cannot go live until the vote of the Commission, and criminal justice agencies do not need to report until deemed ready by the Commission; the triggers are included in the bill, so reporting would not be required until agencies are prepared.

On a high level, HB2482 sexual assault kits-victim notification bill appropriates \$7.6M to the law enforcement victimization fund, ACJC, to receive \$400,000 to administer the program, signed into law. HB2333-coordinated re-entry planning program allocates \$7M to Yavapai, Mohave, and Pinal counties. ACJC was to receive \$3M to build a cross-recidivism database but was removed during the budget process and signed into law. HB2808-public records request program held in senate government – not moved, HB2168-Good Samaritan Medical Assistance bill sunsets July 2028. **Designee Baker** stated this bill had an emergency clause and, in effect, does not have to wait for the general effective date and sunset in July. SB1234-Prohibition on photo enforcement passed House and Senate, sent to the Senate for concurrence—SB1290-inmates documentation workforce re-entry bill – signed into law. SB1309-aggravated unlawful flight from law enforcement – failed third read in the House, and the Polygraph bill did not move. The legislature is re-convening in mid-June.

#### 5. **Commission Member Summaries of Current Events**

None

#### 6. **Date, Time, and Location of Next Meeting**

The following Arizona Criminal Justice Commission meeting occurs at 10:30 am on Wednesday, July 12, 2023, at Little America Hotel, 2515 East Butler Avenue, Flagstaff, AZ.

#### 7. **Adjournment**

The meeting adjourned at 3:06 pm.

Respectfully submitted,

Andrew LeFevre, Executive Director  
Studio recording, is available upon request.

## ARIZONA CRIMINAL JUSTICE COMMISSION ACTION-MOTION / INFORMATION ITEM

<b>Presenter</b>	<i>Andrew LeFevre, Executive Director</i>
<b>Agenda Title</b>	<i>Executive Directors Report</i>

<b>Recommended Action</b>	Information Item
<b>Details/Discussion</b>	Update on the program and staff activities
<b>Fiscal Impact</b>	None
<b>Alternatives Considered</b>	None

## ARIZONA CRIMINAL JUSTICE COMMISSION ACTION-MOTION / INFORMATION ITEM

<b>Presenter</b>	<i>Andrew LeFevre, Executive Director</i>
<b>Agenda Title</b>	<i>Executive Directors Report</i>

<b>Recommended Action</b>	Information Item
<b>Details/Discussion</b>	Update on the agency's finances
<b>Fiscal Impact</b>	None
<b>Alternatives Considered</b>	None



## ARIZONA CRIMINAL JUSTICE COMMISSION ACTION-MOTION / INFORMATION ITEM

<b>Presenter</b>	<i>Andrew LeFevre, Executive Director</i>
<b>Agenda Title</b>	<i>Executive Directors Report</i>

<b>Recommended Action</b>	The Commission approve the DEA Account Yearly Audit as presented.
<b>Details/Discussion</b>	A.R.S §41-2402, Section F requires that an annual audit be conducted of the drug and gang enforcement fund and that the report be delivered to the Governor and Legislature.
<b>Fiscal Impact</b>	None
<b>Alternatives Considered</b>	Not Approve-Modify-Table

## ARIZONA CRIMINAL JUSTICE COMMISSION ACTION-MOTION / INFORMATION ITEM

<b>Presenter</b>	<i>Andrew LeFevre, Executive Director</i>
<b>Agenda Title</b>	<i>Executive Directors Report</i>

<b>Recommended Action</b>	Information Item
<b>Details/Discussion</b>	The Commission members will provide guidance to ACJC staff on budget issues for submission to the Executive as part of FY 24-25 state budget process.
<b>Fiscal Impact</b>	None
<b>Alternatives Considered</b>	None

## ARIZONA CRIMINAL JUSTICE COMMISSION ACTION-MOTION / INFORMATION ITEM

<b>Presenter</b>	<i>Chairperson Steve Stahl</i>
<b>Agenda Title</b>	<i>Executive Committee Report</i>

<b>Recommended Action</b>	Information Item
<b>Details/Discussion</b>	Update on the Committee
<b>Fiscal Impact</b>	None
<b>Alternatives Considered</b>	None

## ARIZONA CRIMINAL JUSTICE COMMISSION ACTION-MOTION / INFORMATION ITEM

<b>Presenter</b>	<i>Matt Bileski, Program Manager</i>
<b>Agenda Title</b>	<i>Statistical Analysis Center</i>

<b>Recommended Action</b>	Information Item
<b>Details/Discussion</b>	Update on the activities of the Statistical Analysis Center
<b>Fiscal Impact</b>	None
<b>Alternatives Considered</b>	None

**ARIZONA CRIMINAL JUSTICE COMMISSION  
ACTION-MOTION / INFORMATION ITEM**

<b>Presenter</b>	<i>Tony Vidale, Deputy Director</i>
<b>Agenda Title</b>	<i>Drug, Gang and Violent Crime Control Committee Report</i>

<b>Recommended Action</b>	Information Item
<b>Details/Discussion</b>	Update on the Committee
<b>Fiscal Impact</b>	None
<b>Alternatives Considered</b>	None

## ARIZONA CRIMINAL JUSTICE COMMISSION ACTION-MOTION / INFORMATION ITEM

<b>Presenter</b>	<i>Committee Chair Steve Stahl</i>
<b>Agenda Title</b>	<i>Crime Victims Committee Report</i>

<b>Recommended Action</b>	Information Item
<b>Details/Discussion</b>	Update on the Committee
<b>Fiscal Impact</b>	None
<b>Alternatives Considered</b>	None

## ARIZONA CRIMINAL JUSTICE COMMISSION ACTION-MOTION / INFORMATION ITEM

<b>Presenter</b>	<i>Andrew LeFevre</i>
<b>Agenda Title</b>	<i>Update in the Need for Emergency Rule Making for the Victim Compensation and Victim Assistance Programs</i>

<b>Recommended Action</b>	Information Item
<b>Details/Discussion</b>	Commission Members will be provided an update on staff efforts to correct an error in meeting the necessary deadlines for the five year rule review process required by the Governor's Office of Regulatory Review Council.
<b>Fiscal Impact</b>	None
<b>Alternatives Considered</b>	None

**ARIZONA CRIMINAL JUSTICE COMMISSION  
ACTION-MOTION / INFORMATION ITEM**

<b>Presenter</b>	<i>Committee Chair David Byers</i>
<b>Agenda Title</b>	<i>Information Technology Systems Improvement Committee Report</i>

<b>Recommended Action</b>	Information Item
<b>Details/Discussion</b>	Update on the Committee
<b>Fiscal Impact</b>	None
<b>Alternatives Considered</b>	None



## ARIZONA CRIMINAL JUSTICE COMMISSION ACTION-MOTION / INFORMATION ITEM

<b>Presenter</b>	<i>Committee Chair David Sanders</i>
<b>Agenda Title</b>	<i>Legislative Committee Report</i>

<b>Recommended Action</b>	Information Item
<b>Details/Discussion</b>	Update on the Committee
<b>Fiscal Impact</b>	None
<b>Alternatives Considered</b>	None

## ARIZONA CRIMINAL JUSTICE COMMISSION ACTION-MOTION / INFORMATION ITEM

<b>Presenter</b>	<i>Molly Edwards, Public Information Officer/Legislative Liaison</i>
<b>Agenda Title</b>	<i>Legislative</i>

<b>Recommended Action</b>	The Commission approve for release the 2023 Legislative Report
<b>Details/Discussion</b>	As part of ACJC's statutorily required reporting on the activities of the legislature in passing new laws that impact the criminal justice systems. ACJC produces a yearly report on the legislature's activities.
<b>Fiscal Impact</b>	None
<b>Alternatives Considered</b>	Not Approve-Modify-Table

## ARIZONA CRIMINAL JUSTICE COMMISSION ACTION-MOTION / INFORMATION ITEM

<b>Presenter</b>	<i>Andrew LeFevre, Executive Director</i>
<b>Agenda Title</b>	<i>Summary of Current Events</i>

<b>Recommended Action</b>	Information Item
<b>Details/Discussion</b>	Pursuant to A.R.S. §38-431.02(K), individual Commission members may present brief summaries of current events, but no discussion may occur, and no action may be taken regarding anything that is presented.
<b>Fiscal Impact</b>	None
<b>Alternatives Considered</b>	None