

# 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 **Thursday, November 16, 2023**, beginning at **1:30 p.m.** at the **1110 W Washington, Suite 245, Phoenix, 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</b>
<b>1.</b>	<b>Recognition of new Commission Members</b>	<b>Info</b>
<b>2.</b>	<b>Approval of Previous Meeting Minutes</b>	<b>Chair Steve Stahl</b>
	• July 12, 2023	<b>P-F-T</b>
<b>3.</b>	<b>Executive Director's Report</b>	<b>Andrew LeFevre</b>
	<b>a.</b> Staff and Program Updates	<b>Info</b>
	<b>b.</b> Finance Update	<b>Info</b>
	<b>c.</b> Announcement and Review of Process to Elect the ACJC Chairperson and Vice-Chairperson at the January 2024 Meeting	<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</b> <b>Info</b>
	3. Approval of Sexual Assault, Fill the Gap, and the Gang Threat Assessment reports.	<b>P-F-T</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>
	2. The 2023 Enhanced Drug and Gang Enforcement Report	<b>P-F-T</b>
	<b>C. Crime Victims</b>	<b>Steve Stahl</b>
	1. Update on the activities of the Committee	<b>Info</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. The 2023 Legislative Summary	<b>P-F-T</b>
	3. Approval in concept the ACJC State County Municipal Online Data System bill language	<b>P-F-T</b>
	4. Consideration of proposed ACJC legislation to amend Commission members	<b>P-F-T</b>
	5. Discussion of 2024 Legislative Session and Legislative Priorities	<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, January 18, 2024, 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>Recognition of new Commission Members</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 July 12, 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 July 12-2023

The Arizona Criminal Justice Commission public meeting convened on July 12, 2023, at Little America Hotel, 2515 E. Butler, Flagstaff, AZ

### **Members Present (in person):**

Jean Bishop, Mohave County Board of Supervisors  
Ryan Boyd representing Jeffrey Glover, Director of Public Safety  
David Byers, Director, Administrative Office of the Courts  
Bruce Chalk representing Laura Conover, Pima County Attorney  
Phil Dougherty representing Paul Penzone, Maricopa County Sheriff  
Kris Mayes, Attorney General  
Gretchen McClellan-Singh representing Mina Mendez, Office of Executive Clemency  
Rachel Mitchell, Maricopa County Attorney  
Chris Nanos, Pima County Sheriff

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

David Sanders, Pima County Chief Probation Officer  
Steve Stahl, Chair, Law Enforcement Leader  
John Teachout representing Kara Riley, Chief, Oro Valley Police Department

- **Call to Order, Roll Call, and Pledge of Allegiance**

**Vice Chair David Byers** called the meeting to order at 10:30 am and led everyone in reciting the Pledge of Allegiance. **Andrew LeFevre** took roll call, and a quorum was declared.

- **Commission Presentation: Justice Counts Program**

Sarah Lee, a Senior Policy Analyst, presented the Justice Counts program. This program is part of an initiative led by the U.S. Department of Justice's Office of Justice Programs' Bureau of Justice Assistance (BJA), The Council of State Governments Justice Center, and a national coalition of 21 partners. The goal of this initiative is to develop metrics for criminal justice agencies to provide policymakers with more accurate, accessible, and actionable data. Over the next three years, ACJC will be working with the Bureau of Justice Assistance's Training and Technical Assistance provider to ensure that the Justice Counts metrics are properly implemented and utilized. Additionally, ACJC will be providing training and technical assistance to other state and local agencies on how to use the dissemination tools and maximize the Justice Counts tools to meet each user's decision-making needs. This project is in line with the DOJ's mission of improving state governments' capacity to establish goals for their criminal justice systems, measure their progress, and make data-driven policy decisions based on the results.

#### **1. Stakeholder Group Updates**

**U.S. Attorney Rachel Hernandez** gave a briefing on the Project Safe Neighborhood program. It was noted that ACJC has been the fiscal agent for the program since 2000. Formerly, PSN was geared towards providing funding for overtime and other grant-related expenses. However, in the last two years, the program has shifted its focus to programs aimed at reducing violence. They have even introduced micro-grants to support these initiatives, which is a positive step forward.

#### **2. Approval of Previous Meeting Minutes**

**Vice Chair Byers** requested a motion to approve the May 18, 2023, meeting minutes during the Commission meeting. Ryan Boyd spoke up on behalf of Director Jeffrey Glover, representing the DPS. Boyd pointed out that Designee David Byrd had attended the May meeting virtually on Director Glover's behalf. In response, **Commissioner David Sanders** proposed a motion to approve the minutes with this correction, which **Commissioner Jean Bishop** seconded. The Commission unanimously approved the motion.

#### **3. Executive Director's Report**

##### **a. Staff and Program Updates**

**Director LeFevre** stated that despite some obstacles with the data bill, there are promising steps to take moving forward. ACJC is looking to incorporate the data work into the executive budget and has requested support from the Governor's office. Plus, since the data collection work is already in place, there won't be a need to create new legislation for the next legislative session.

##### **b. Finance Update**

**Lisa Kautz**, Finance Manager, updated the June 30, 2023, year-end preliminary financial statements.

##### **c. Approval of DEA Account Yearly Audit**

During the meeting, **Vice Chair Byers** requested a motion on the DEA Account Yearly Audit. **Commissioner Bishop** proposed a motion to approve the DEA Yearly Audit as presented, which was unanimously approved by the Commission and seconded by **Commissioner Chris Nanos**.

##### **d. ACJC Budget Issues for FY 24-25**

As mentioned earlier, ACJC will present a budget decision package to the Governor's office. This package will contain the necessary data work and funding for the criminal justice enhancement fund (CJEF), an ongoing budget concern.

#### **4. Committee Reports**

##### **A. Executive**

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

During the Commission meeting, **Committee Chair Steve Stahl** did not have any updates or information to share on the Executive Committee.

### **Staff Present (in person):**

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

### **Members Absent:**

Ryan Thornell, Director, Department of Corrections, Rehabilitation, & Reentry

### **Guests:**

Rachel Hernandez, U.S. Attorney, Project Safe Neighborhoods  
Sarah Lee, Senior Policy Analyst, Justice Counts Program

2. Update on the activities of the Statistical Analysis Center

**Matt Bileski** discussed the Commission's partnership with Justice Counts and the Bureau of Justice Assistance. The goal is to encourage various agencies across the state to participate. ACJC is currently in the process of interacting with agencies and contacting counties to get them on board. They are currently in Phase I and hoping to get 2-3 counties on board. Additionally, ACJC has a signed contract for the 2024 survey, working directly with ASU. Lastly, SAC is interviewing candidates for the Senior Research Analyst and Research Analyst I position.

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

1. Update on the activities of the Committee

**Tony Vidale** shared two important updates about the drug program. Firstly, the program is currently seeking funding from the Byrne Justice Assistance Grant FY2023, which has a budget of \$4.6 million. Secondly, a state crisis advisory board has been established due to a grant from the BJA through the state crisis intervention program grant. During a meeting, the board approved a program plan and overall budget, which was submitted to the BJA for approval. Once the board and commission approve the grant awards, BJA will individually approve the projects. The biggest challenge is determining the deadline for the distributed funding, which is yet to be determined. It is expected that the funds will be distributed in the first quarter of the fiscal year.

**C. Crime Victims**

1. Update on the activities of the Committee

During the Commission meeting, **Committee Chair Steve Stahl** did not have any updates or information to share on the Crime Victims Committee

2. Update on Need for Emergency Rule Making for Victim Compensation and Victim Assistance Programs

**Heather Bohnet** referred to **Director LeFevre** on the update for emergency rulemaking. **Director LeFevre** provided an explanation and a solution for missing the deadline for the Governors Regulatory Review Council (GRRC) rulemaking process that had expired. The ACJC held a process meeting with the Governor's office, and the Attorney General's (AG) office requested an emergency rulemaking package, which was submitted to the AG's office for their review, to put in place the existing rules. The emergency rules passed through the initial review and were sent to the executive office for final review. Upon approval, the emergency rules would go into effect upon submission for posting at the secretary of state's office. ACJC will then have 180 days to put the rules back into the regular rules and then go through the suggested changes for the victim compensation program rules.

**D. Information Technology Systems Improvement**

1. Update on the activities of the Committee

**Lloyd Asato** shared news about the DOJ providing funding of \$1.6M for competitive grants that will support the research and maintenance of Livescan equipment for DPS records and provide funding for the Tempe Police Department. The NICS task force held a meeting where they reported on their successful achievements, including the launch of AZ POINT 2.0.

**E. Legislative**

1. Update on the activities of the Committee

The **Committee Chair, David Sanders**, mentioned during the meeting that they haven't met since May. He then went on to refer to **Molly Edwards** as she presented the legislative summary.

2. 2023 Legislative Summary

**Ms. Edwards** mentioned that the legislative summary 2023 is still in draft form mainly because the legislature is in session but on break until July 31st. This year's legislative session has been unique, and the summary will be sent for approval in the upcoming months to the Commission. 1,672 bills were introduced, of which the Governor signed 202 and vetoed 143. The highest number of bills introduced in each ARS category include state government, public health and safety, elections, education, and the criminal code. The Governor signed the most bills in state government, public health professions, occupations, and education. The most commonly vetoed bills were related to elections, the criminal code, and cities and towns. For the legislators in the Senate, John Kavanagh introduced the most bills and had the most vetoed, and JD Mesnard had the most bills signed. In the House, David Livingston, Gail Griffith, Timothy Dunn, Kevin Payne, and Justin Wilmuth had the most bills signed into law.

5. Commission Member Summaries of Current Events

During the meeting, **Vice Chair Byers** discussed a project related to gun legislation. This project included a provision that the FBI started this year, which required background check on individuals buying a weapon under age 21. To implement this provision in Arizona, AOC offered to have one of their employees work overtime to conduct background checks, examine juvenile records, and create a system. This system was then provided to DPS, and it has been successfully turned on, receiving between 150-250 queries per week.

6. Date, Time, and Location of Next Meeting

The following Arizona Criminal Justice Commission meeting occurs at 1:30 pm on Thursday, September 21, 2023, at the Arizona Criminal Justice Commission, 1110 W. Washington, Suite 245, Phoenix, AZ 85007.

7. Adjournment

The meeting adjourned at 11:44 am.

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

<b>Recommended Action</b>	The Commission approve the Sexual Assault, Fill the Gap, and Gang Threat Assessment Reports which ACJC is statutorily required to produce and distribute.
<b>Details/Discussion</b>	Copies of the Sexual Assault, Fill the Gap and Gang Threat Assessment Reports have been provided to the members for review.
<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>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>Tony Vidale, Deputy Director</i>
<b>Agenda Title</b>	<i>The 2023 Enhanced Drug and Gang Enforcement Report</i>

<b>Recommended Action</b>	The Commission approve the FY 2023 Enhanced Drug and Gang Enforcement (EDGE) report.
<b>Details/Discussion</b>	The FY 2023 Enhanced Drug and Gang Enforcement (EDGE) report highlights activities funded by the Drug and Gang Enforcement Account and the Criminal Justice Enhancement Fund that relate to illicit drugs and drug-related gang activity. Per A.R.S. § 41-2405 (A) 11, this report shall be submitted to the Governor, the President of the Senate and Speaker of the House of Representatives by October 31 of each year. Staff will present the highlights of this report.
<b>Fiscal Impact</b>	N/A
<b>Alternatives Considered</b>	Not Approve-Modify-Table

**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>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>Molly Edwards, Public Information Officer/Legislative Liaison</i>
<b>Agenda Title</b>	<i>Update and Review of ACJC State County Municipal Online Data System bill language</i>

<b>Recommended Action</b>	The Commission approve in concept the ACJC State County Municipal Online Data System bill language to the legislature for the 2024 legislative session.
<b>Details/Discussion</b>	In the 2023 legislative session, ACJC staff worked with the legislature to run mirror bills -SB1588 and HB2195. SB1588 made it to the Governor's desk but was ultimately vetoed due to an amendment added at the end of the process. The proposed bill for the 2024 legislative session mirrors what has been proposed in our budget ask to OSPB.  See the attached bill for the proposed language.
<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>Molly Edwards, Public Information Officer/Legislative Liaison</i>
<b>Agenda Title</b>	<i>Consideration of proposed ACJC legislation to amend Commission members</i>

<b>Recommended Action</b>	Approval to run a bill to add members to the Arizona Criminal Justice Commission.
<b>Details/Discussion</b>	In 2020, the Commission ran HB2231, adding a Public Defender and a Victims Advocate. The bill failed to pass the House Judiciary Committee. In 2021 - the Commission ran HB2260, which again sought to add a Public Defender and a Victims Advocate. Neither bill has made it beyond the House Judiciary in either session.  See the attached bill language from prior sessions.
<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>Molly Edwards, Public Information Officer/Legislative Liaison</i>
<b>Agenda Title</b>	<i>Discussion of 2024 Legislative Session and Legislative Priorities</i>

<b>Recommended Action</b>	Review, discussion, consideration of other legislation
<b>Details/Discussion</b>	Open discussion
<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>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