

NOTICE OF PUBLIC MEETING

ARIZONA CRIMINAL JUSTICE COMMISSION

NICS TASK FORCE

Pursuant to A.R.S. § 38-431.02, notice is hereby given to the members of the **NICS Task Force** and to the general public that the **NICS Task Force** will hold a LIVECAST open to the public on **Tuesday, July 11, 2023**, beginning at **9:00 a.m.** Members of the Committee may attend either 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.

Call to the Public Instructions: Those wishing to address the NICS Taskforce will need to contact our CJ Systems Improvement Department by sending an email to cjadmin@azcjc.gov. Please provide the phone number where you can be reached. Staff will 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.

Agenda for the meeting is as follows:

<i>Agenda Items</i>	<i>Presenter</i>
I. Call to Order and Welcome Staff Updates Legislative Updates (HB2177, HB2178, HB2179, HB2180, HB2181, HB2182, HB2183, HB2184, and SB1588)	Lloyd Y. Asato
II. Accomplishments Priority 6.2, 6.3, and 6.4 (AZPoint) AZPoint "2.0" (Near-realtime Reporting, Editing, Speed and Operational Enhancements) Priority 1.4, 1.8 (ADRS) ADRS XML Feed Implementation	Shayla Gilleland Michele Gillich Lloyd Y. Asato
III. In Progress Priority 2.4, 2.5, 2.6, and 2.7 (Conditions of Release) Pre-trial Conditions of Release to Law Enforcement Priority 1.5, 1.6, and 1.7 (Fingerprint) 2FID Update	Shayla Gilleland Lloyd Y. Asato Michele Gillich Amber Sliwinski Susann Holland

	<p>Priority 1.4, 1.8 (ADRS) ADRS XML Feed Implementation (e-Prosecutor)</p> <p>Priority 3.1 (Active Warrants) E-Warrants Enhancements</p>	
IV.	<p>In Queue</p> <p>Priority (<i>Strategic Planning</i>) County Data Reconciliation Working Groups Retention Strategies for Data Management Personnel</p> <p>Priority 6.2, 6.3, and 6.4 (AZPoint) Mental Health Pick-up Orders Standardization, Addition to AZPoint</p> <p>Priority 1.5, 1.6, and 1.7 (Fingerprints) Full Fingerprint - Sentencing Gap Linked to Criminal History</p> <p>Priority 3.1 (Active Warrants) E-Warrants Full Implementation</p>	Lloyd Y. Asato
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.	Next Meeting	
	The next NICS Task Force meeting to be determined.	
A copy of the agenda background material provided to NICS Task Force 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 NICS ACT REPORTING IMPROVEMENT PLAN

ACTION STEP CHART

	RECOMMENDATION	APPROVAL		DEPEND	ACTION
	ACTION STEP(S)	AZ NICS TF	ACJC	AGENCY	LEG - EXEC
CATEGORY 1 – FELONY CONVICTIONS					
1.1	Conduct a study of non-disposed charges and determine reasons for open dispositions.	January 2013	March 2013	DPS AOC	Not Applicable
	ACTION STEPS				STATUS
	1. ACJC and DPS review of missing dispositions in ACCH				Ongoing
	2. Establishment of the Simplified Segmented Approach/Rule 37 SSA Work Group				Complete
	DEPENDENCIES/BARRIERS				
<ul style="list-style-type: none"> Acquisition of Data Sets Availability of Data 					
1.2	Analyze open disposition reasons and identify areas and opportunities for improvement.	January 2013	March 2013	DPS AOC	Executive Action
	ACTION STEPS				STATUS
	1. Design and Establish Performance Measures				Ongoing
	2. Integrate ADRS into Law Enforcement and Prosecution Agencies				Ongoing
	DEPENDENCIES/BARRIERS				
<ul style="list-style-type: none"> Resolution to Top 10 Charges with Disposition – Simplified Segmented Approach ADRS Prosecutors Project 					
1.3	Transmit qualifying non-matching disposition and juvenile felony delinquent records to NICS.	January 2013	March 2013	DPS AOC	Executive Action
	ACTION STEPS				STATUS
	1. Establish policy on which records qualify				Complete
	2. Transmission to NICS Indices				Complete
DEPENDENCIES/BARRIERS					
<ul style="list-style-type: none"> None 					
1.4	Develop mechanisms to transmit the PCN information electronically between all justice organizations.	January 2013	March 2013	LE, CA, AOC, DPS	Executive Action
	ACTION STEPS				STATUS
	1. Sunset the Final Disposition Report (FDR) by 2021				Ongoing
	DEPENDENCIES/BARRIERS				
<ul style="list-style-type: none"> Study on FDR transition from generation to disposition Elimination of paper FDR 					
1.5	Require that the indicated offense is captured in criminal history (ACCH) before the sentencing hearing.	January 2013	March 2013	AOC DPS	Senate Bill 1295 Gov 5/1/15
	ACTION STEPS				STATUS
	1. Participate in/Monitor the GAP Project for missing disposition events.				Complete
	2. SSA Working Group establishment				Complete
	3. AOC Policy on missing fingerprints prior to sentencing				Complete
4. Fingerprint validation process in the courthouse				Ongoing	

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	ACTION STEP(S)	AZ NICS TF	ACJC	AGENCY	LEG - EXEC
	DEPENDENCIES/BARRIERS				
	<ul style="list-style-type: none"> Mobile Fingerprinting Deployment in Courthouses – Phase II 				
1.6	Place AFIS devices in each superior court building to support the enforcement of mandatory fingerprinting of cite and released defendants.	January 2013	March 2013	AOC DPS	Senate Bill 1295 Gov 5/1/15
	ACTION STEPS				STATUS
	1. AFIS/2FID Device in each Superior Court.				Complete
	2. Expansion to Lower Courts				
	DEPENDENCIES/BARRIERS				
	<ul style="list-style-type: none"> None 				
1.7	Conduct training of personnel responsible for capturing fingerprints.	January 2013	March 2013	DPS AOC	Court Action
	ACTION STEPS				STATUS
	1. Training				Ongoing
	DEPENDENCIES/BARRIERS				
	<ul style="list-style-type: none"> None 				
1.8	Assess utilization of ADRS	January 2013	March 2013	DPS AOC	Executive Action
	ACTION STEPS				STATUS
	1. Track percentage of ADRS usage by Paper, XML, Web				Ongoing
	2. Track agencies using ADRS				Ongoing
	DEPENDENCIES/BARRIERS				
	<ul style="list-style-type: none"> Access to all courts, clerks, prosecutors 				
1.9	Develop a formal training protocol for using ADRS across all 15 Arizona counties.	January 2013	March 2013	DPS AOC	Executive Action
	ACTION STEPS				STATUS
	1. Training of Courts and Prosecutors in utilizing ADRS.				Ongoing
	2. Develop continuing awareness/education program on ADRS usage				Ongoing
	DEPENDENCIES/BARRIERS				
	<ul style="list-style-type: none"> None 				
1.10	Ensure that Arizonans have a pathway to restore 2 nd Amendment Rights.	April 2013	March 2013		Legislative Action
	ACTION STEPS				STATUS
	Existing Laws under ARS 13-905,906,908,909,910,911, and 911				Complete
CATEGORY 2 – ACTIVE INDICTMENTS AND INFORMATION					
2.1	Develop a mechanism for superior courts to report charges indicated on the indictment or information.	January 2013	March 2013	DPS AOC	Executive Action
	ACTION STEPS				STATUS
	1. Alternative process has been identified in Recommendation 2.4				Pending
	DEPENDENCIES/BARRIERS				
	<ul style="list-style-type: none"> AOC Systems Change 				

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	RECOMMENDATION	APPROVAL		DEPEND	ACTION
	ACTION STEP(S)	AZ NICS TF	ACJC	AGENCY	LEG - EXEC
2.2	Utilize the ACJIS WAN (DPS Switch) to transmit prosecutor charges into NICS Indices.	January 2013	March 2013	DPS AOC	Executive Action
	ACTION STEPS				STATUS
	1. Alternative process has been identified in Recommendation 2.4				Pending
	DEPENDENCIES/BARRIERS				
<ul style="list-style-type: none"> Legislation ACCH to III 					
2.3	Create an active information/indictment prohibited possessor indicator and incorporate into LEO DPS Person Query Response.	January 2013	March 2013	DPS AOC	Executive Action
	ACTION STEPS				STATUS
	1. Alternative process has been identified in Recommendation 2.7				Pending
	DEPENDENCIES/BARRIERS				
<ul style="list-style-type: none"> Legislation to make Information/Indictment a State prohibitor 					
2.4	All Conditions of Release that prohibit the possession of a firearm, shall be reported to the NICS Indices.	April 2015	July 2015	AOC	Executive Action
	ACTION STEPS				STATUS
	1. Electronically capture conditions prohibiting firearm possession in court systems				Ongoing
	DEPENDENCIES/BARRIERS				
<ul style="list-style-type: none"> Requirements Study AOC Systems Change to Capture Release Conditions 					
2.5	Conditions of Release that prohibit the possession of a firearm, shall be reported electronically and automatically to the NICS Indices.	April 2015	July 2015	AOC	Executive Action
	ACTION STEPS				STATUS
	1. Transmit using established AOC and DPS protocols for transmission submissions to the NICS Indices and NCIC.				Ongoing
	DEPENDENCIES/BARRIERS				
<ul style="list-style-type: none"> AOC capture of CRs in Court Case Management Transmission to NICS Indices and NCIC Supervised Release File 					
2.6	The system used to report Conditions of Release that prohibit the possession of a firearm, shall also be able to automatically modify/cancel a record.	April 2015	July 2015	AOC DPS	Executive Action
	ACTION STEPS				STATUS
	1. Transmit using established AOC and DPS protocols for transmission, i.e., Mental Health submissions to the NICS Indices and NCIC.				Ongoing
	DEPENDENCIES/BARRIERS				
<ul style="list-style-type: none"> AOC Systems Change 					

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	RECOMMENDATION	APPROVAL		DEPEND	ACTION
	ACTION STEP(S)	AZ NICS TF	ACJC	AGENCY	LEG - EXEC
2.7	Law Enforcement should have access to Conditions of Release that prohibit a firearm, via their automated systems.	April 2015	July 2015	AOC DPS	Executive Action
	ACTION STEPS				STATUS
	1. Transmit using established AOC and DPS protocols for transmission, i.e., Mental Health submissions to NICS.				Ongoing
	DEPENDENCIES/BARRIERS				
	<ul style="list-style-type: none"> AOC Systems Change Transmission from AOC to DPS 				
CATEGORY 3 – ACTIVE WARRANTS					
3.1	Create and implement a standardized e-warrant system to be used across all courts and jurisdictions in Arizona	January 2013	March 2013	AOC DPS	Executive Action
	ACTION STEPS				STATUS
	1. Form eWarrant Working Group				Complete
	2. Create Standardized Warrant				Complete
	3. Proof of Concept Pilot				Complete
	4. Implement State-wide				Ongoing
DEPENDENCIES/BARRIERS					
<ul style="list-style-type: none"> JWI Implementation 					
3.2	Support the creation and implementation of a historical warrant repository (including rule warrants) which would be used for reporting Category 3 information to NICS.	January 2013	March 2013	AOC	Executive Action
	ACTION STEPS				STATUS
	1. Historical Warrant Repository				Complete
	2. All active warrants entered into NCIC				Ongoing
	DEPENDENCIES/BARRIERS				
<ul style="list-style-type: none"> DPS Systems Modification/Change 					
CATEGORY 4 – DRUG USE					
4.1	Determine whether through legislation or proposition, all medical marijuana cardholders should be reported to NICS in alignment with Federal law.	January 2013	March 2013	DHS DPS	Legislative Action
	ACTION STEPS				STATUS
	1. Awareness of Federal Law for all cardholders.				Completed
	2. LE report all cardholders obtained during LE intervention.				No Action
	3. Legislation to enable reporting to NICS				No Action
DEPENDENCIES/BARRIERS					
<ul style="list-style-type: none"> Proposition exclusion LE Policy on reporting to NICS Indices 					
CATEGORY 5 – MENTAL HEALTH					

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	RECOMMENDATION	APPROVAL		DEPEND	ACTION
	ACTION STEP(S)	AZ NICS TF	ACJC	AGENCY	LEG - EXEC
5.1	Add Guardianship Order/Finding to data collected from the courts, stored in a repository, and reported to NICS.	January 2013	March 2013	AOC	Legislative Action HB 2322
	ACTION STEPS				STATUS
	1. Legislation – HB 2322 signed into law April 2014.				Complete
	2. Implementation – January 1, 2015				Complete
3. State Criminalization Legislation				Complete	
5.2	Add all Rule 11 Findings or “not competent” to data collected from the courts, stored in a repository, and reporting to NICS.	January 2013	March 2013	AOC	Legislative Action HB 2322
	ACTION STEPS				STATUS
	1. Legislation – HB 2322 signed into law April 2014.				Complete
	2. Implementation – January 1, 2015				Complete
3. State Criminalization Legislation				Complete	
5.3	Implement a database to track those seeking relief for Category 5 NICS-based denials.	January 2013	March 2013	AOC DPS	Executive Action
	ACTION STEPS				STATUS
1. Database				Complete	
5.4	Create a NICS Repository that can be used for NICS Reporting under Title 36, Title 14, and Rule 11.	January 2013	March 2013	AOC	Legislative Action HB 2322
	ACTION STEPS				STATUS
	1. Development of the CCI Mental Health Repository				Complete
5.5	Create a Mental Health prohibited possessor indicator and incorporate into DPS Person Query Responses	April 2013	July 2013	AOC DPS	Legislative Action SB 1373
	ACTION STEPS				STATUS
	1. Legislation – HB 2322				Partial
	2. Legislation – SB 1373 signed into law April 1, 2015				Complete
3. Implementation – DPS Query to CCI to DPS response to LE				Complete	
CATEGORY 6 – ORDER OF PROTECTION					
6.1	The Task Force should support ongoing efforts by AOC to develop and implement interfaces into CPOR for Pima, Maricopa and AJACS users.	January 2013	March 2013	AOC	Executive Action
	ACTION STEPS				STATUS
	1. AZPOINT Implementation				Complete
DEPENDENCIES/BARRIERS					
<ul style="list-style-type: none"> AOC Re-engineering LPOR/CPOR for all AZ Court systems Disparate Court Systems (11) 					
6.2	NCIC should be the primary data source for reporting protection orders.	January 2013	March 2013	AOC DPS	Executive Action

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	RECOMMENDATION	APPROVAL		DEPEND	ACTION	
	ACTION STEP(S)	AZ NICS TF	ACJC	AGENCY	LEG - EXEC	
	ACTION STEPS				STATUS	
	1. NCIC use for all Orders of Protection via AZPOINT 2. Packing/Auditing				Complete Complete	
6.3	Promote policy that ensures that orders of protection are removed promptly from NCIC when they expire or are quashed.	January 2013	March 2013	AOC DPS	Executive Action	
	ACTION STEPS				STATUS	
	1. NCIC update and expiration date utilization by LE via AZPOINT				Complete	
6.4	Arizona should develop a statewide protocol that establishes a best practices model on how order of protections should be processed and shared.	April 2015	July 2015	AOC	Executive Action	
	ACTION STEPS				STATUS	
	1. Development of Order of Protection Working Group				Complete	
	2. Establish Best Practice Model				Complete	
	3. Implementation of AZPOINT				Ongoing	
	4. AZPOINT Enhancements – Parking lot items				Ongoing	
	DEPENDENCIES/BARRIERS	<ul style="list-style-type: none"> State-wide study on Orders of Protection and Injunctions Against Harassment Passage of HB 2249 				
CATEGORY 7 – MISDEMEANOR DOMESTIC VIOLENCE CONVICTIONS						
7.1	If no corresponding arrest record is found, AOC should forward a domestic violence guilty disposition into NICS.	January 2013	March 2013	AOC DPS	Executive Action	
	ACTION STEPS				STATUS	
	1. Report all MDV convictions in ADRS to the NICS Indices.				Ongoing	
	DEPENDENCIES/BARRIERS	<ul style="list-style-type: none"> AOC Systems Change 				
7.2	Work with the courts to capture the relationships between the victim and the perpetrator. (Allows for the creation of PCA “J” Codes for defined relationships.)	January 2013	March 2013	AOC DPS	Executive Action	
	ACTION STEPS				STATUS	
	1. Create relationship codes for all DV cases				Complete	
	2. Report J codes in ACCH (III)				Ongoing	
	DEPENDENCIES/BARRIERS	<ul style="list-style-type: none"> AOC Forms Change ARS 13-3601.A.2 Ambiguity Issue 				

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PROGRAM RECOMMENDATIONS					
DATA STEWARDSHIP					
ONE	Establish specific stewardship guidelines making each justice stakeholder (law enforcement, prosecutor, court) responsible for maintaining the integrity of the charges and justice process outcomes established and/or adjudicated by that stakeholder.	January 2013	March 2013	AOC DPS ACJC	Executive Action
Specific System Recommendations that Support Program Recommendation ONE					
	Category 1 – Felony Convictions	1.1-3	1.5-6	1.8	1.10
	Category 2 – Informations/Indictments	2.1-2	2.4-6		
	Category 3 – Active Warrants	3.1-2			
	Category 4 – Drug Arrests	4.1			N/A
	Category 5 – Mental Health	5.1-5	5.1-5		LEG
	Category 6 – Protective Orders	6.1-4	6.1.4		LEG
	Category 7 – Misdemeanor DV	7.1-2	7.1-2		LEG
CHARGE SEGMENTS					
TWO	Modify the Arizona Disposition Reporting System (ADRS) to support the stewardship guidelines established above and capture charges as they exist during each segment (arrest segment, prosecution segment, and court segment) of the case lifecycle. As the case proceeds through each segment, the most recent charges will be reported from ADRS into ACCH and would supersede all previous charges on a case.	January 2013	March 2013	AOC DPS	Executive Action
Specific System Recommendations that Support Program Recommendation TWO					
	Category 1 – Felony Convictions	1.4-5	1.3		
	Category 2 – Informations/Indictments	2.1-2	2.4		
	Category 7 – Misdemeanor DV	7.1			
THREE	Modify the Arizona Rap Sheet to display the charges captured during each segment. This approach is compatible with version 3.0 of the NLETS Interstate Criminal History Transmission Specification.	January 2013	March 2013	DPS	Executive Action
Specific System Recommendations that Support Program Recommendation THREE					
	Category 1 – Felony Convictions	1.1-2	1.6		
COUNTY-LEVEL DISPOSITION SCORECARDS					
FOUR	Establish scorecards for each Arizona County that measures progress toward reducing the percentage of records that are missing final dispositions.	January 2013	March 2013	ACJC	Executive Action

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	Specific System Recommendations that Support Program Recommendation FOUR				
	Category 1 – Felony Convictions	1.1-2			
SUPPORT FOR EXISTING INITIATIVES					
FIVE	ACJC and NICS Task Force will support the Arizona Statewide Electronic Arrest Warrant Project (ASAWP) by ensuring that the appropriate personnel are available to help develop a comprehensive solution.	January 2013	March 2013	NICS TF ACJC	Executive Action
	Specific System Recommendations that Support Program Recommendation FIVE				
	Category 3 – Active Warrants	3.1-2			
	ACJC and NICS Task Force will support the AOC’s NICS Repository project by ensuring that the appropriate personnel are available to help develop a comprehensive solution.	January 2013	March 2013	NICS TF ACJC	Executive Action
	Specific System Recommendations that Support Program Recommendation FIVE				
	Category 2 – Informations and Indictments	2.1	2.4-7		
	ACJC and the NICS Task Force will work with the AOC to further refine requirements for the Protective Order Repository (CPOR) and support efforts to broaden the community of users.	January 2013	March 2013	NICS TF ACJC	Executive Action
	Specific System Recommendations that Support Program Recommendation FIVE				
	Category 6 – Protective Orders	6.1-4			
CRIMINAL JUSTICE PROCESS MAPPING					
SIX	Conduct process mapping with the counties and municipalities’ criminal justice agencies to understand the differences in business processes. Document the different processes with a goal of achieving state-wide improvement in the collection and reporting of quality criminal justice and mental health data.	January 2013	March 2013	ACJC	Executive Action
COUNTY-SPECIFIC TECHNICAL ASSISTANCE					
SEVEN	Provide technical assistance to Arizona criminal justice agencies with a goal of assisting in the creation and implementation of technology solutions to resolve defined reporting problems.	January 2013	March 2013	AOC DPS ACJC	Executive Action
	Specific System Recommendations that Support Program Recommendation SEVEN				
	Category 1 – Felony Convictions	1.7	1.9		