

Arizona Criminal Justice Commission
Minutes
March 25, 2010

A public meeting of the Arizona Criminal Justice Commission was convened on March 25, 2010 at 1110 W. Washington, Suite 250, Phoenix, Arizona 85007.

Members Present:

Dan Hughes, Chairperson, Chief, Surprise Police Department
Ralph Ogden, Vice-Chairperson, Yuma County Sheriff
John Armer, Gila County Sheriff
Joseph Arpaio, Maricopa County Sheriff, Jesse Locksa representing
Dave Byers, Director, Administrative Office of the Courts, Jerry Landau representing
Terry Goddard, Attorney General, Steve Lepley representing
Robert Halliday, Director, Department of Public Safety, Steve Campbell representing
Robert Huddleston, Chief, Casa Grande Police Department
Barbara LaWall, Pima County Attorney by conference call
David Sanders, Pima County Chief Probation Officer, Carl Sheets representing by conference call
Charles Ryan, Director, Department of Corrections, Charles Flanagan representing
Linda Scott, Former Judge
Daniel G. Sharp, Chief, Oro Valley Police Department by conference call
Andrew Thomas, Maricopa County Attorney, Phil MacDonnell representing

Members Absent:

Clarence Dupnik, Pima County Sheriff
Duane Belcher, Chairperson, Board of Executive Clemency
Carl Taylor, Coconino County Supervisor
George Silva, Santa Cruz County Attorney

Staff Participating:

John A. Blackburn, Jr., Executive Director
Tony Vidale, Program Manager
Larry Grubbs, Program Manager
Shana Malone, Senior Research Analyst
Wendy Boyle, Executive Secretary

I. Call to Order and Roll Call

The meeting was called to order by Chairperson Dan Hughes at 1:30 PM. Roll was taken and a quorum was declared present.

II. Minutes of the January 21, 2010 Meeting

Chairperson Hughes called for a motion to adopt the minutes. A motion was made by De signee Jesse Locksa and seconded by Commissioner Ralph Ogden to approve the minutes of the January 21, 2010 meeting. The motion passed unanimously by the Commission.

III. Executive Director's Report

A. Budget Update

Executive Director Blackburn provided a chart that summarized the FY 2008-FY 2011 budget reductions and fund transfers to programs totaling \$24,638,900. In the upcoming fiscal year, some grant payouts will be month to month because there is no longer a balance to advance funding due to limited cash flow. ACJC will continue to work to maintain the priorities set for multi-jurisdictional drug task forces and tandem prosecution projects by utilizing the American Recovery & Reinvestment Act (ARRA) funds. Program levels will remain the same through FY 2011 for task forces and tandem prosecution; however, other programs may be reduced. Executive Director Blackburn conferred with the Senate Appropriations Committee regarding the cuts to agency programs and the ACJC operating budget. ACJC, again, offered to work with the state legislature to reduce ineffective programs; however, the legislature was not receptive. ACJC staff will continue to seek effective means to make the reductions while working to support programs with little or no money available.

B. Legislative Update

A brief update on the Arizona Legislative Session was given by Executive Director Blackburn and it was noted that the state legislature is struggling to resolve its budgetary issues.

ACJC has one bill (SB 1025) moving through the House of Representatives which would give ACJC the rulemaking authority for the Criminal Justice Enhancement Funds (CJEF) distributed to certain agencies. Executive Director Blackburn cautioned that the bill may be amended to remove funding from the Arizona Youth Survey (AYS) and possibly eliminate the Arizona Drug and Gang Prevention Resource Center. The legislature had originally decided to eliminate AYS funding; however, funding was later restored at a reduced level. ACJC staff will continue to monitor the progress of funding for the AYS program.

On the federal side, Byrne/JAG funding continues to gather support in spite of the risks and political activities. Executive Director Blackburn stated ACJC will meet with the state delegation to encourage their continued support for the Byrne/JAG program.

The National Criminal Justice Association (NCJA) will conduct training in April on evidence based practices to state administering agencies in the western region. Phoenix has been selected as the training site.

Lastly, ACJC staff is participating in an ARRA review conducted by the federal Government Accountability Office (GAO) of the recovery funding for compliance purposes.

The Executive Director's Report was presented for informational purposes and did not require Commission action.

IV. FY 2011 Drug, Gang and Violent Crime Program Grant Process

Tony Vidale, Program Manager reported on the grant renewal process and limited grant announcement for FY 2011 under the Drug, Gang and Violent Crime Program. Mr. Vidale stated that the Commission approved the funding in May 2009 for the following: 1) Priority 1 programs which include the drug task forces and their tandem prosecution projects; and 2) Priority 3 programs which include forensic support for the drug task forces, drug adjudication and probation enhancement projects. The funding was approved for one year with an option to renew the funding provided that grantees met the requirements of the grant. ACJC staff will make a recommendation at the Commission meeting in May to renew the grants and extend these programs through FY 2011 at the same funding level. This will provide greater flexibility to grantees while removing the administrative burden of going through the application process again. Grantees will also be required to submit an expenditure plan, update their performance measures and adjust the program income formula, if needed.

Mr. Vidale also reviewed the approved Priority 5 purpose area that was added to the state strategy and provided ACJC flexibility in awarding ARRA money to fund projects under this category. The Priority 5 purpose area includes any project that is not a drug task force and tandem prosecution project or provides forensic support to drug task forces, drug adjudication and probation enhancement projects but meets the requirements of the federal Byrne/JAG program. The Drug, Gang and Violent Crime Strategy include law enforcement prosecution; court programs; prevention/education programs; and correction/community correction programs. ACJC funded about \$1.4M in projects under Priority 5 in FY 2010. Mr. Vidale explained that a limited grant announcement for Priority 5 projects has been distributed and will close in April. ACJC staff anticipates \$1M in regular Byrne money to fund the projects for FY 2011. Applications will be reviewed and staff will present a recommendation at the May Commission meeting. As part of the application process, staff requested agencies certify that they could provide a 25% match.

Mr. Vidale also provided an overview of future fiscal years under the Drug, Gang and Violent Crime Program. Mr. Vidale explained that FY 2011 would not require a match; however, he anticipated the reinstatement of a match in FY 2012 to sustain the program size.

This agenda item was presented for informational purposes and did not require Commission action.

V. FY 2011 Crime Victim Assistance Program

Larry Grubbs, Program Manager presented staff's recommendation to appropriate an allocation up to \$300,000 in FFY 2008 federal Byrne/JAG funding to the Crime Victim Assistance Program for state FY 2011. Mr. Grubbs stated that the Commission approved a \$1M program size for the FY 2011 Crime Victim Assistance Program in January 2010. This program size was contingent on a fund balance of \$230,000 for the end of the current fiscal year to carry forward and fund the FY 2011 Crime Victim Assistance award. On March 11, 2010 the state legislature passed budget reconciliation bills addressing the budget shortfall for FY 2010 and FY 2011. The bills included additional reductions to the Crime Victim Compensation and Assistance fund totaling \$807,400.

Mr. Grubbs provided a supplemental budget sheet that showed how the Crime Victim Compensation and Assistance Fund had been depleted. The \$2.4M state funded compensation program and the \$1M Victim Assistance program for FY 2011 could not be sustained without support of up to \$300,000 in Byrne funds. Mr. Grubbs explained the Byrne funding is currently unallocated and due to expire next fiscal year. Mr. Grubbs also noted that the funding for victim assistance and witness programs is an allowable expenditure under the Byrne Grant federal guidelines.

Designee Charles Flanagan moved and Designee Jesse Locksa seconded the motion to accept the staff recommendation to approve the use of \$300,000 in unallocated FFY 2008 federal Byrne funds to maintain the \$1M Crime Victim Assistance Program size for FY 2011. The motion passed unanimously.

VI. Community Data Project

Shana Malone, Senior Research Analyst provided an outline of the Community Data Project that is currently sponsored by the Governor's Office of Children, Youth and Families. The primary goal of the project is to create a central repository for substance abuse and crime data in Arizona; with a goal of using data to enhance decision making, programmatic monitoring and reporting consistency. Ms. Malone explained that on ACJC's website, users will be able to access the following: 1) data displayed at multiple levels, across demographics, and over time; 2) geographic levels include state, county, city and defined community coalitions; and 3) output options including tables, graphs, and maps to cover reporting and visualization needs. Ms. Malone also gave consumption, consequence, output, and context examples of the data provided by the Arizona Youth Survey.

This agenda item was presented for informational purposes and did not require Commission action.

VII. Call to the Public

Chairperson Hughes made a call to the public. No members of the audience addressed the Commission.

VIII. Date, Time, and Location of Next Meeting

The next Arizona Criminal Justice Commission meeting will be held on **Thursday, May 20, 2010 at 1:30 PM** at the Arizona Criminal Justice Commission, 1110 W. Washington, Suite 250, Phoenix, Arizona 85007.

IX. Adjournment

The meeting was adjourned at 2:15 PM.

Respectfully submitted,



John A. Blackburn, Jr.
Executive Director