

**NOTICE OF PUBLIC MEETING
OF THE
DRUG, GANG AND VIOLENT CRIME COMMITTEE
OF THE
ARIZONA CRIMINAL JUSTICE COMMISSION
AND
AGENDA**

Pursuant to A.R.S § 38-431.02, notice is hereby given to the members of the **Drug, Gang and Violent Crime Committee** of the Arizona Criminal Justice Commission and to the general public that the **Drug, Gang and Violent Crime Committee** will hold a meeting open to the public on **Thursday, January 19, 2012** beginning at **11:00 a.m.** at the **Arizona Criminal Justice Commission Office, 1110 W. Washington, Suite 250, Phoenix, Arizona 85007.**

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.

Agenda for the meeting is as follows:

- I. Call to Order and Roll Call** **Chairperson Daniel Sharp**
Drug, Gang and Violent Crime Committee Members:
Daniel Sharp, Chairperson
Joseph Arpaio
Clarence Dupnik
Tom Horne
Bill Montgomery
Charles Ryan
- II. Minutes of the November 10, 2011 Meeting** **P-F-T**
• Approval of Minutes
- III. Funding Priorities for FY 2013 Drug, Gang and Violent Crime Control Grant** **Tony Vidale**
• Review, discussion, consideration and possible action on the funding priorities for the FY13 Drug, Gang and Violent Crime Control Grant. **P-F-T**

IV. 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.

V. Date, Time, and Location of Next Meeting

- The next Drug, Gang and Violent Crime Committee meeting will be held on **Thursday, May 24, 2012** at the Arizona Criminal Justice Commission at 1110 W. Washington, Suite 250, Phoenix, Arizona 85007.

VI. Adjournment

A copy of the agenda background material provided to Committee 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.



**DRUG, GANG AND VIOLENT CRIME COMMITTEE
OF THE
ARIZONA CRIMINAL JUSTICE COMMISSION**

Request for Committee Action

Action Requested:	Type of Action Requested:	Subject:
January 19, 2012	<input checked="" type="checkbox"/> Formal Action/Motion <input type="checkbox"/> Information Only <input type="checkbox"/> Other	Minutes of the November 10, 2011 Meeting

TO: Chairperson and Committee Members

FROM: Tony Vidale, Program Manager
Drug Control and Systems Improvement

RECOMMENDATION:

The Committee approve the minutes of the Drug, Gang and Violent Crime Committee Meeting held on November 10, 2011.

DISCUSSION:

N/A

FISCAL IMPACT:

N/A

ALTERNATIVES:

Not Approve - Modify - Table

**Drug, Gang and Violent Crime Committee
Minutes
November 10, 2011**

A public meeting of the Drug, Gang and Violent Crime Committee of the Arizona Criminal Justice Commission was convened on November 10, 2011 at the Arizona Criminal Justice Commission, 1110 W. Washington, Suite 250, Phoenix, Arizona 85007.

Members Present:

Daniel Sharp, Chief, Oro Valley Police Department
Joseph Arpaio, Maricopa County Sheriff, Ray Churay representing
Clarence Dupnik, Pima County Sheriff, Warren Alter representing
Tom Horne, Attorney General, Andrew Pacheco representing
Bill Montgomery, Maricopa County Attorney
Charles Ryan, Director, Department of Corrections

Staff Participating:

Tony Vidale, Program Manager
Janice Simpson, Grant Coordinator
Wendy Boyle, Executive Secretary

Guests Participating:

Steve Duplissis, Attorney General's Office

I. Call to Order and Roll Call

The meeting was called to order by Chairperson Daniel Sharp at 11:25 a.m. Roll was taken and a quorum was declared present.

II. Minutes of the July 21, 2011 Meeting

Chairperson Sharp called for a motion on the minutes. Commissioner Bill Montgomery entered a motion to approve the minutes of the July 21, 2011 meeting. The motion was seconded by Designee Ray Churay and was unanimously approved by the Committee.

III. 2012-2015 Drug, Gang & Violent Crime Control (DGVCC) Strategy

Tony Vidale, Program Manager presented the 2012-2015 Arizona Drug, Gang and Violent Crime Control (DGVCC) Strategy. Mr. Vidale reviewed the process that was used to develop the DGVCC strategy. Program staff reviewed strategies developed at the national level and other state strategies. A draft of the strategy was presented at the Commission meeting in July to obtain feedback. During that meeting, staff presented an overview of the problem statement and the following draft goals: 1) to curtail the flow of illicit drugs, drug proceeds, and instruments used to perpetuate violence across Arizona; and 2) to reduce violent crime and illicit drug use, and deter repeat offenders in Arizona. The goals were used as a starting point to develop the strategic response to the drug, gang, and violent crime problem in the state. In developing the strategy, public hearings were held in October in Tucson, Phoenix, Flagstaff, and Yuma. An informative PowerPoint presentation was shared at each public meeting and comments were accepted from the public. In addition, the presentation was posted on the ACJC website and sent out to all stakeholders with instructions to submit comments by email. One of the most significant aspects of the strategy is the importance of continuing to move in the direction of supporting evidence-based programming.

Mr. Vidale reviewed some of the content in the strategy that consisted of: 1) the nature and extent of the problem; 2) current and coordinated efforts; 3) program analysis of strengths, weaknesses, opportunities and challenges; 4) goals and purpose areas; 5) strategic principles; and 6) program performance monitoring and evaluation. Once the strategy is ratified, funding priorities will be presented to the Commission at the January 2012 meeting.

Commissioner Bill Montgomery entered a motion to recommend to the Commission the approval of the 2012-2015 DGVCC Strategy. The motion was seconded by Designee Ray Churay and was unanimously approved by the Committee.

IV. CY2012 Residential Substance Abuse Treatment Program (RSAT) Grant Awards

Tony Vidale, Program Manager presented the proposal by staff to award \$674,903 in federal and local cash and/or in-kind match funds for the 2012 Residential Substance Abuse Treatment (RSAT) grant program.

Mr. Vidale stated the purpose of the RSAT program is to assist governments in developing and implementing substance abuse treatment programs in state and local correctional and detention facilities, and to create and maintain community-based post release services for offenders. The RSAT program is structured into three treatment plans that consist of residential, jail-based and post-release. There are two funding requirements for the RSAT program; ten percent of the federal award must be made available to local correctional or detention facilities, and ten percent can be awarded for post-release treatment services.

Mr. Vidale explained that ACJC was awarded \$606,226 for the FFY 2011 grant of which the agency was allocated ten percent for administrative costs. A total of \$1,027,901 is available to fund the CY12 projects. The funding breakdown contains \$770,926 in federal funds, which includes unexpended FFY2010 funds, and \$256,975 in required twenty-five percent matching funds. The grant solicitation opened on August 29, 2011 and closed on October 7, 2011. Table 3 on page 12 of the agenda showed the requested amount of \$741,280 from six agencies with a breakdown of \$555,960 in federal monies and \$185,320 in match funds. The recommendation would fund the Coconino County Sheriff's Office, Arizona Department of Corrections, Maricopa County Sheriff's Office, Arizona Department of Juvenile Corrections, and Chicanos Por La Causa. The Navajo County Sheriff's Office project did not meet the requirements of the grant program.

Chairperson Sharp asked if anyone from the public had a comment

After review and discussion, Designee Warren Alter entered a motion to recommend to the Commission the award of \$674,903 in federal and local cash and/or in-kind match funds for the 2012 RSAT grant program beginning January 1, 2012 and ending December 31, 2012 for the five designated agencies listed on page 12 of the agenda. The motion was seconded by Commissioner Charles Ryan and was unanimously approved by the Committee.

V. AZ Attorney General's Office Medicaid Fraud Program

Tony Vidale, Program Manager gave an overview of the Medicaid Fraud Program, a program that is meant to address the growing problem of prescription drug crime occurring in the state. This project received funding in 2009 and 2010 with state funds utilized as a match for federal funds through the Attorney General's Office. The Arizona Attorney General's Office is requesting the amount of \$100,816 from the state Drug Enforcement Account (DEA) to fund the Medicaid Fraud Program.

Steve Duplissis, Chief, Health Care Fraud & Abuse Section, Attorney General's Office gave a commentary on the success of the grant that was awarded to the Attorney General's Medicaid Fraud Section. The previous \$100,000 grant provided an opportunity for a federal match of \$300,000 for a total of \$400,000 that provided the following: 1) hiring of five new employees the first year and a sixth employee the second year; 2) new personnel consisted of three (3) special agents, one (1) prosecutor and two (2) support staff; 3) creation of a Medicaid Fraud Section office in Tucson; 4) 70 persons were indicted for drug diversion related crimes during that two years period. Mr. Duplissis explained the grant also helped in establishing the de facto drug diversion task forces in Phoenix and Tucson.

After review and discussion, Commissioner Bill Montgomery entered a motion to recommend to the Commission the approval of the request for \$100,816 from the state DEA to fund the Medicaid Fraud Program. The motion was seconded by Commissioner Charles Ryan and was unanimously approved by the Committee.

VI. 2011 Enhanced Drug & Gang Enforcement (EDGE) Report

Janice Simpson, Grant Coordinator presented the Enhanced Drug & Gang (EDGE) Report. Ms. Simpson explained the report serves two purposes: 1) meets the statutory requirement for ACJC to report on the activities related to illicit drugs and drug related gang activity; and 2) provides a response to a statutory requirement on how funds are distributed and managed, and how the various programs coordinate activities toward the goal of combating drug crime and related criminal activity. The report also offers an avenue for the programs to highlight the results of their efforts.

The EDGE report was summarized by sections. The report includes information on: 1) priority 5 projects which are any project that supports the program that does not fit other purpose areas; 2) the apprehension task force activities; 3) prosecution task force project activities; 4) forensic support for task forces and drug evidence analysis activities; 5) court adjudication project activities managed by the Administrative Office of the Courts (AOC); and 6) Records Improvement under the Gerald Hardt Memorial Criminal Justice Records Improvement Program (CJRIP) activities managed under the ACJC Systems Improvement unit.

Ms. Simpson also reviewed implementation changes to the EDGE report. The first featured standard benchmark measures that identify by purpose area an estimate of the agencies progress in FY11. The second modification was the inclusion of an innovative section that highlights agency activities.

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

VII. Call to the Public

Chairperson Sharp made a call to the public. No members of the audience addressed the Committee.

VIII. Date, Time, and Location of Next Meeting

The next Drug, Gang and Violent Crime Committee meeting will be held on **Thursday, January 19, 2012** at the Arizona Criminal Justice Commission, 1110 W. Washington, Suite 250, Phoenix, Arizona 85007.

IX. Adjournment

The meeting was adjourned at 12:05 p.m.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "John A. Blackburn, Jr.", written in a cursive style.

John A. Blackburn, Jr.
Executive Director

Audio recording available upon request



**DRUG, GANG AND VIOLENT CRIME COMMITTEE
OF THE
ARIZONA CRIMINAL JUSTICE COMMISSION**

Request for Committee Action

Action Requested:	Type of Action Requested:	Subject:
January 19, 2012	<input checked="" type="checkbox"/> Formal Action/Motion <input type="checkbox"/> Information Only <input type="checkbox"/> Other	Funding Priorities for FY 2013 Drug, Gang and Violent Crime Control Grant

TO: Chairperson and Committee Members

FROM: Tony Vidale, Program Manager
Drug Control and Systems Improvement

RECOMMENDATION:

Staff recommends the use of a tiered system to establish funding priorities for the FY 2013 Drug, Gang and Violent Crime Control Grant. Each purpose area will be categorized as a Tier I, Tier II, or Tier III project. Tier I projects would receive the primary focus in allocating funding. Although Tier I projects would receive priority consideration, the funding recommendation should recognize to the extent possible the workload impact one part of the criminal justice system has on other parts. The funding recommendation offered by staff will also reflect general strategic principles outlined in the strategy and consider the specific tier the project falls into. Projects will not need to include all of these strategic principles but strong projects will reflect as many of these qualities as possible.

DISCUSSION:

See attached

FISCAL IMPACT:

Significant to recipient agencies

ALTERNATIVES:

Not Approve - Modify - Table

Background

At the November 2011 meeting, the Commission approved the *Arizona 2012-2015 Drug, Gang, and Violent Crime Control Strategy*. This strategy is the Commission's primary decision-making tool for the allocation of funds and guides project activity for the program. The strategy includes goals, purpose areas, and strategic principles that assist in allocation decisions. Each year the Commission has the opportunity to set funding priorities before the grant solicitation is opened. These funding priorities should reflect the strategic principles laid out in the strategy document. The funding priorities will be communicated to grant applicants through the grant announcement published before the grant period is opened.

The strategy aims to achieve two goals:

- Curtail the flow of illicit drugs, drug proceeds and instruments used to perpetuate violence across Arizona, and
- Reduce violent crime and illicit drug use and deter repeat offenders

The strategy also outlined purpose areas as a guide to funding projects meant to address the drug, gang, and violent crime problem in the state. These purpose areas and definitions are as follows:

Apprehension: The apprehension purpose area may include, but is not limited to, efforts promoting enhanced information sharing and intelligence exchange, approaches to address locally distinct drug, gang and violent crime related challenges, and proactive policing strategies to address drug, gang, and violent crime such as multi-agency, multijurisdictional task forces.

Prosecution: The prosecution purpose area may include, but is not limited to, prosecutorial efforts in tandem with multi-agency, multi-jurisdictional drug, gang and violent crime task forces, efforts to deny criminal currency, property and drug such as statewide civil forfeiture efforts, and other effective prosecution strategies to address drug, gang and violent crime.

Forensic Support Services: The forensic support services area includes activities such as evidence examination and analysis, development of investigative leads, training, providing expert courtroom testimony and other forensic support services as they pertain to drug, gang and violent crime related cases.

Adjudication & Sentencing: The adjudication and sentencing purpose area may encompass a range of activities associated with court processes. Such activities include, but are not limited to, pre-trial services, improved criminal court case processing, supporting specialty courts and public defender services.

Corrections & Community Corrections: This purpose area includes projects responding to the needs of prison and jail facilities and corrections practitioners to providing secure care for offenders of drug, gang and violent crime. Projects could include, but are not limited to, safety and security improvements, inmate programming, corrections equipment and technology, and contraband control and detection. For community corrections, projects may include, but are not limited to, pre-release planning, coordinated reentry services, and supporting probation and parole services for offenders of drug, gang and violent crime.

Substance Abuse Treatment for Corrections-Involved Individuals: This purpose area includes, but is not limited to, providing residential substance abuse treatment for inmates, preparing offenders for reentry into the community, and supporting community-based treatment and other broad-based aftercare services upon release.

Prevention and Education: This purpose area encompasses evidence-based interventions and environmental prevention strategies. Efforts should involve multiple sectors of the community and focus on reducing access and opportunity, enforcing consequences and decreasing the likelihood of engaging in drug, gang and/or violent crime by addressing risk and protective factors.

Recommendation

Staff is recommending the use of a tiered system to establish funding priorities. Each purpose area is categorized as a Tier I, Tier II, or Tier III project. Tier I projects would receive the primary focus in allocating funding. Although Tier I projects would receive priority consideration, the funding recommendation should recognize to the extent possible the workload impact one part of the criminal justice system has on other parts.

Tiers

In accordance with the approved strategy, the response to the drug, gang, and violent crime problem is primarily through apprehension and prosecution efforts. Other areas such as adjudication, forensic support, corrections, and treatment, education and prevention serve in a support capacity. Staff is recommending the following tiered structure by purpose areas:

TIER I:

Apprehension
Prosecution

TIER II:

Forensic Support Services
Adjudication and Sentencing
Corrections and Community Corrections

TIER III:

Substance Abuse Treatment for Corrections-Involved Individuals
Prevention and Education

Strategic Principles

The funding recommendation offered by staff will also reflect general strategic principles outlined in the strategy and consider the specific tier the project falls into. Projects do not need to include all of these strategic principles but strong projects will reflect as many of these qualities as possible. The general strategic principles included in the prioritization are projects that:

- Resemble proactive strategies to address the drug, gang, and violent crime problem
- Include a collaborative strategy
- Use specialized personnel or specialized processes to address the drug, gang, and violent crime problem
- To the extent possible, diversify funding to promote balance in the criminal justice system
- Consider gaps in services
- Place a focus on intelligence and information sharing
- Include resource or cost sharing
- Build and maintain partnerships at the federal, state, and local levels
- Support evidence-based and/or innovative approaches
- Include evaluation processes that allows for assessing effectiveness and includes sound and reliable data