

Arizona Criminal Justice Commission Minutes

May 21, 2020

A public meeting of the Arizona Criminal Justice Commission convened on **May 21, 2020**, at the Arizona Criminal Justice Commission, 1110 W. Washington, Suite 230, Phoenix, AZ 85007, by conference call.

<u>Members Present</u>	<u>Staff Present</u>
Sheila Polk, Chair, Yavapai County Attorney (via Google Meet)	Andy LeFevre, Executive Director
Steve Stahl, Vice Chair, Chief, Maricopa Police Department, Law Enforcement Leader(via Google Meet)	Tony Vidale, Deputy Director
Allister Adel, Maricopa County Attorney, Ken Vick representing (via Google Meet)	Molly Edwards, Public Information Officer
Mark Brnovich, Attorney General, Paul Ahler representing (via Google Meet)	Heather Bohnet, Program Manager
David Byers, Director, Administrative Office of the Courts (via Google Meet)	Patty Hatvick, Finance Manager (via Google Meet)
Barbara LaWall, Pima County Attorney, Amelia Cramer representing (via Google Meet)	Marc Peoples, Program Manager
Greg Mengarelli, Mayor, City of Prescott (via Google Meet)	Jillian Ware, SAC Director (via Google Meet)
Heston Silbert, Director, Department of Public Safety, Tim Chung representing (via Google Meet)	
Mark Napier, Pima County Sheriff (via Google Meet)	
David Sanders, Pima County Chief Probation Officer (via Google Meet)	
David Shinn, Director, Department of Corrections (via Google Meet)	
<u>Members Absent:</u>	
Paul Penzone, Maricopa County Sheriff	
C.T. Wright, Chair, Board of Executive Clemency	

I. Call to Order, Roll Call and Pledge of Allegiance

The meeting was called to order by Chairperson Sheila Polk at 1:33 pm. Roll call taken, a quorum was declared, and the Pledge of Allegiance recited.

II. Minutes of the March 26, 2020 Meeting

Chairperson Polk called for a motion on the minutes for the Commission meeting held on March 26, 2020. Commissioner David Sanders entered a motion to approve the minutes. The motion seconded by Commissioner David Shinn was unanimously approved by the Commission.

III. Executive Director's Report

1. Staff and Program Updates

The ACJC staff has been working virtually for the last two months. Projects ongoing are transitioning from physical servers to the state cloud, building a database for AYS, moving it into a tableau dashboard with a target date for early 2021, and updating the website to a new platform. ACJC was awarded the Arizona Coronavirus Emergency Supplemental funding that will be presented to the Commission later in the meeting. The staff recently applied the comprehensive opioid and stimulant substance abuse program grant to bring in prevention funding. Postings are waiting to be placed for an auditor II position, a grant coordinator for the coronavirus subgrantees, and a research analyst in SAC.

2. Finance Update

The financial report as of April 30, 2020, was reported by Patty Hatvick, Finance Manager. Commissioner Dave Byers updated the Commission on the number of statewide traffic citations that have been filed compared to 2019. The filings were down from 20 percent in March, 53 percent in April, and 55 percent in May.

IV. Committee Reports

A. Executive Committee

1. Update on the activities of the Executive Committee

Executive Director Andy LeFevre reported that the Executive Committee will meet the first week in June to review the funding recommendation for the Coronavirus Emergency Supplemental (CESF) Grant program and schedule a Commission meeting the week after to review the income.

2. Update on Statistical Analysis Center Activities

Jillian Ware gave an update on AYS, 228 schools signed up, 59 are willing to take the survey in the fall. EPI group is on schedule to complete the statewide data profile in the fall, SAC submitted a grant application for the SJS2020 grant and proposed two projects. First is the usage of statistics for AZ POINT - first-year operations, and the second is for the eight law enforcement agencies that have transitioned to NIBRS to follow up on data quality consistent with the federal guidelines.

3. Update on the Commission Vacancies

There are six vacancies on the Commission: commission retirements or needing to step down because of other commitments. Executive Director LeFevre will continue to work with the Governor's Office of Boards and Commissions to get a clear picture of the vacancies being filled. Ms. Polk indicated she can send a letter to the Governor if that would help to move the process along.

B. Drug, Gang & Violent Crime Control Program

1. Update on the activities of the Drug, Gang & Violent Crime Control Committee

Commissioner Mark Napier stated the Committee met on April 30, 2020, to review the Cycle 34 grants and the Strategy for the Drug, Gang, and Violent Crime Control Program.

2. Drug, Gang, and Violent Crime Control Program Cycle 34 Grant Awards

Tony Vidale presented the recommendation from the Committee for the Drug, Gang & Violent Crime Control grant. \$3,030,207 is from the federal Byrne/JAG grant, \$3,856,677 is from the state DEA fund, and \$2,261,632 is from matching funds. Commissioner Napier entered a motion to approve the award of 9,148,516 of the Arizona Drug, Gang & Violent Crime Control Cycle 34 grant funds to eligible criminal justice agencies contingent on receipt of federal funds for the period beginning July 1, 2020, and ending June 30, 2021, except the Attorney General's Office Medicaid Fraud project, which funds from October 1, 2020, and ending September 30, 2021. The motion seconded by Commissioner Stahl was unanimously approved by the Commission.

3. 2020-2025 Drug, Gang & Violent Crime Control Strategy

Tony Vidale presented the 2020-2025 Drug, Gang, and Violent Crime Control Strategy. The strategy was sent out to law enforcement, prosecutors, public defenders, probation, courts, and corrections on March 2, 2020, with written comments due by April 1, 2020. ACJC held a public hearing on April 7, 2020, and extended submitting comments by April 21, 2020. Two public comments were considered for the strategy. The first comment provided was concerning the availability of aftercare services for those that receive treatment while incarcerated, and the second comment was provided concerning the use of diversion as an option for drug offenders. Staff added goals, objectives, and performance measures for diversion programs overseen by prosecutors' offices and court adjudication programs. Commissioner Napier entered a motion to approve the 2020-2025 Drug, Gang, and Violent Crime Control Strategy. The motion was seconded by Designee Paul Ahler and was unanimously approved by the Commission.

4. Update on Coronavirus Emergency Supplemental Funding Grand Program

Tony Vidale addressed the Coronavirus Emergency Supplemental Funding. The grant closed on May 20, 2020, with 62 applications. The amount requested was \$33M, and \$11M to allocate. The majority of requests are for PPE, funding positions, and equipment. The recommendation for funding will go to the Executive Committee first and then to the Commission.

C. Crime Victims

1. Update on the activities of the Crime Victims Committee

Chairperson Steve Stahl referred to Heather Bohnet, Program Manager to update the Commission.

2. Crime Victim Assistance Program

Heather Bohnet presented the Crime Victims Committee's recommendation to allocate from Crime Victim Assistance grant awards totaling \$200,000 for FY21. Commissioner Stahl entered the motion to approve the award of Crime Victim Assistance grant funds for \$200,000 in FY21 Crime Victim Assistance grant funds as outlined in Table VS-1 to eligible victim assistance projects for the period beginning July 1, 2020, and ending June 30, 2021. The motion was seconded by Commissioner David Shinn and passed by the Commission with one abstention by Designee Amelia Cramer.

D. Information Technology Systems Improvement

1. Update on the activities of the Information Technology & Systems Improvement Committee

Commissioner Dave Byers and Marc Peoples, Program Manager reported on two projects. The first is the AZPOINT - online Orders Protection system. AZPOINT has been really useful during this pandemic, but there are still enhancements to implement and some policy issues to resolve. The e-Warrant system also has policy issues with rules and regulations regarding extraditions and issuing rule warrants staff is still working to resolve these issues.

E. Legislative

1. Legislative Committee Update

Commissioner David Sanders reported the Committee has not met since March 13, 2020. The highlighted bills included data collection reporting, ACJC membership, funding grants for diversion programs and grants for prison reentry, and a bill that offered judges more judicial discretion and sentencing for the Committee.

2. Update on the Legislative Session 2020

Molly Edwards provided information on the legislature and informed the Commission that the Arizona Senate returned on Friday, May 8, 2020, to sine die. The Arizona House continued to hear bills up until May 21, 2020, and will sine die tonight. Yesterday Representative Allen agreed to hear Senate Bill 1171, the criminal justice case information reporting bill. Amendments were made on the legislation, assigned to rules, and then died.

V. Commission Member Summaries of Current Events

Commissioner Byers and Chairperson Polk talked about courts and the virtual activity since the COVID-19 lockdown. The chief justices have ordered a transition order to begin to move back into in-person activity in the courtroom beginning June 15, 2020. Maricopa County is doing experimentation with jury trials in mid-June. In Yavapai County, Chairperson Polk sent out a survey to all the attorneys and looked at the practices adopted by the courts because of COVID-19 making a recommendation to the presiding judge to continue the practice focusing on technology and appearing via video and law enforcement by video at preliminary hearings.

VI. Call to the Public

No members of the public spoke.

VII. Date, Time and Location of Next Meeting

The next Commission meeting takes place on **Wednesday, July 15, 2020, at 10:30 a.m. at Little America Hotel, 2515 E. Butler Avenue, Flagstaff, AZ.**

VIII. Adjournment

The meeting adjourned at 2:58 pm.

Respectfully submitted,



Andrew LeFevre
Executive Director

Recording is available upon request.