



COMMISSION VIEWS AND NEWS

ARIZONA CRIMINAL JUSTICE COMMISSION

May 2019

Letter from our Chairwoman

“Honoring Our Fallen Officers”

May is National Fallen Officer Month, a time when law enforcement agencies across the country meet and honor their fallen heroes.

There are hundreds of stories nationwide of officers going above and beyond for their communities. Recently, here in Yavapai County, a traffic stop by a police officer revealed a driver who was fidgeting, picking at her hands and grinding her teeth, with dried saliva in the corners of her mouth. Her blood shot eyes and her pulsating pupils were precursors to poorly performed sobriety tests. She was arrested for driving under the influence of methamphetamine and for meth sales. When the woman said she needed to pick up her eleven-year-old son at football practice, the police officer and his colleagues did what they routinely do, day after day, no fanfare, no medals, just quietly doing the right thing.

With mom off to jail, a second officer drove to the football field so that someone was there when the young boy finished practice. The officer spoke with the football coach, in private, while allowing the boy to play with his friends.

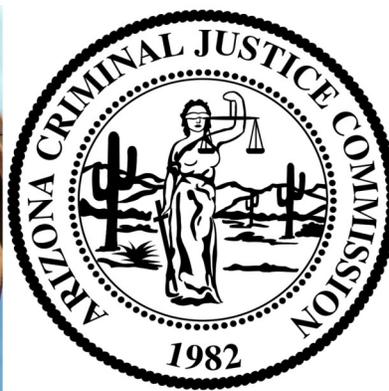
The boy then rode with the officer to the police station where another officer brought him dinner. The officer began making calls, searching for family members who could take the boy in. A grandmother was located and the officer drove the boy to her home several miles away. The boy was still dressed in his football practice clothes and grandmother expressed concern that she had no clothing or other articles for the boy.

The officer then arranged a detour to a store to purchase a change of clothes for the boy. Next, the officer re-contacted the boy's football coaches and spoke with them about possibly gathering donations from other parents on the football team. The next day, the officer called the grandmother to follow-up on the boy's welfare. The grandmother gratefully reported that the football coaches and several other parents had already called her, and were already donating clothes as well as school supplies for the young boy.

This officer and his colleagues went above and beyond the call of duty, showing compassion, taking care of the boy's plight the best way they could. We are proud to know that we have such kind and caring officers working in our community. Who knows? Perhaps this positive role modeling by our local police department will someday influence this young boy to become a police officer himself.

Twenty-four hours a day, 7 days a week, in this country of 325 million people, there are about 765,000 full-time sworn state and local police personnel serving and protecting. There are hundreds of similar untold stories every day throughout Arizona and America of officers being there for us, sometimes in big ways such as the New York police officer who recently jumped off a 30-foot overpass to render aid to a teenage boy, and sometimes in small ways such as being there for this young boy.

Continued on page 3

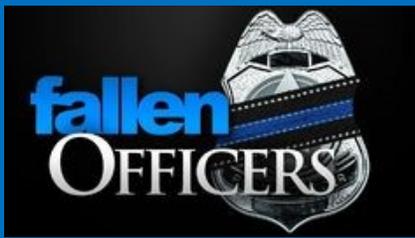


WE HONOR OUR FALLEN HEROES



Remembering Our Fallen Officers

Law Enforcement Officers put their lives on the line every day to serve and protect their communities. In 2019 alone, we have seen 32 deaths nationwide while on duty. In Arizona, we have had an estimated 257 law enforcement deaths since the 1880's with 141 of those being from gun fire from an assailant. Additionally, 27 K9 police dogs have died on duty in the state.



On Monday, May 6, 2019 the Arizona Peace Officers Memorial Board will pay tribute to the officers who, in the past year, made the ultimate sacrifice. Please join us in honoring these fallen heroes and all of Arizona's officers who have lost their lives while protecting Arizona.

The evening of May 6, 2019 will begin with the Survivors' Dinner at 6:00 pm on the Arizona State Capitol Lawn followed by the Memorial Service at Wesley Bolin Memorial Plaza at 7:00 pm. Check-in for all survivors begins at 5:30 pm on the lawn.



Deputy U.S. Marshal Chase Sabethal White

United States Department of Justice Marshals Service

November 29, 2018
Cause of death: Gunfire



Trooper Tyler James Edenhofer
Arizona Department of Public Safety

July 25, 2018
Cause of death: Gunfire



Police Officer Jesus "Chuy" Cordova

Nogales Police Department

April 27, 2018
Cause of death: Gunfire

K9's Take the Gold

The 17th Annual Desert Dog Police K-9 Trials were held on April 6th and 7th at Scottsdale Stadium. As we celebrate accomplishments by human police forces, let's not forget the team members who often assist them in their jobs. In the K9 trials, there were 11 categories that they could each compete in – building search, area search, handler protection, top dog, explosives, narcotics, obedience, tactical challenge, detection, patrol, and tough dog.

K9 Azzer (picture below), whose police handler is Officer Ben Armstead earned the highest honor of Top Dog in this year's trials. Other top placements were:



- **Quinzee** (handler Officer Joey Smith) of Peoria PD earned 1st place in Building Search
- **Rudy** (handler Officer Josh White) of Goodyear PD earned 1st place in Area Search
- **Kai** (handler Officer Brent Patterson) of Scottsdale PD earned 1st place in Handler Protection
- **Kylo** (handler Officer Christopher Villa) of Phoenix PD earned 1st place in Explosives
- **Rango** (handler Officer Cameron McFadden) of Luke Air Force Base earned 1st place in Obedience
- **Mirko** (handler Officer Dan Russell) of MCSO earned 1st place for Tactical Challenge
- **Surprise PD** earned 1st place for Detection
- **Goodyear PD** earned 1st place for Patrol
- **Lumpi** (Handler Officer Dan Bill) of Phoenix PD received the Tough Dog award.

Letter from Chairwoman Polk, continued...

Every single day each officer must be prepared to act as a first responder; make split-second analyses of complex, irrational situations; rapidly sort out who poses a danger and who needs help; witness gruesome accident and crime scenes; administer often life-saving first aid; implement road safety measures; detect drug and alcohol impairment; and reverse a heroin overdose with Narcan shots. We ask them to become experts on a wide range of topics including mental health; substance abuse; domestic violence; terrorism; geography; psychology; animal control; drug identification; federal, state, county and local laws; weapons; self-defense; transportation; and to have an intimate knowledge of the people, places and things in their own communities. They memorize stacks of legal standards; compose mountains of reports recalling every minute detail; and become masters of the legal system where they are called to tell the stories of their work with the utmost veracity.

Unless they do something exceptionally great or really bad, we never hear much about them. But we owe them our expressions of gratitude, nonetheless, for the staggering array of things we expect from them, and which they consistently do quite well.

It is now more important than ever to let our officers know that we support them and are grateful for all the amazing things we know they do—and for all the little things they do when no one is watching.

I ask that you consider the humanness of law enforcement officers — they are individuals and they are mothers, fathers, brothers and sisters. They are also your lifeline and partner to safety and security. The next time you see an officer wave at your child, engage with someone on the street or even stop you for a traffic violation – please try and see the man or woman in uniform as a human being.

Today and every day is a good time to say thank you to our police officers.



ACJC Partners with Yuma Police Department on TIPS Grant to Purchase Critical NIBIN Equipment

As part of the Commissions commitment to providing more criminal justice resources to our local, county and state partners, ACJC collaborated with the Yuma Police Department to write a grant to bring a critical piece of equipment to the southwestern part of our state.

ACJC was awarded a grant from the Department of Justice under the Technology Innovation for Public Safety (TIPS) Addressing Precipitous Increases in Crime Grant for FY 2018. ACJC submitted the grant on behalf of the City of Yuma Police Department to purchase National Integrated Ballistic Information Network Technology (NIBIN) equipment for Yuma PD. Prior to the approved grant award, the closest NIBIN equipment for Yuma PD to utilize was an approximate 370 mile round trip drive to Phoenix, Arizona. The lack of the NIBIN system in close proximity, along with the increase in firearm-related crimes, created a gap in the system by restricting Yuma PD from obtaining actionable intelligence related to firearms violence in a timely manner, hampering investigative efforts. Yuma PD reached out to ACJC seeking assistance in writing and administering a grant to fund the purchase of NIBIN equipment. ACJC researched grant opportunities, analyzed data from Yuma, and wrote a grant proposal under the TIPS grant program to fund the NIBIN equipment. ACJC will manage the grant for Yuma PD. Implementing the NIBIN equipment in Yuma County, using a jurisdiction wide approach, will allow evidence from casings recovered from crime scenes and test fires from recovered crime guns to be entered into the NIBIN database and provide a data sharing environment that will improve actionable intelligence for investigators.





Changes to the Orders of Protection/Injunctions Against Harassment Process

Why is the process changing?

- New legislation was passed that will become effective on **January 1, 2020**.
- Revised statutes: ARS 13-3602; ARS 13-3624; ARS 12-1809; ARS 12-1810.
- Changes implemented to improve safety, access, and efficiency of Orders of Protection/Injunctions Against Harassment for the public, law enforcement and the judicial system.

What is changing?

- The Supreme Court will now be the holder of record. Previously, the Sheriff's office was the holder of record.
- Petitioner will be able to complete an Order of Protection/Injunction Against Harassment petition online and then go to any court when they are ready for their ex-parte issuance hearing.
- When the court grants an Order of Protection, it will send it electronically through a Protection Order system to the serving agency for service. The serving agency will be responsible for printing and serving the order. This will no longer be paper-based and initiated by the plaintiff.
- Servicing agencies will have two options to electronically receive the order and update the declaration of service data: an internet web portal and a system-to-system interface (which must be developed by the servicing agency from specs provided by the Administrative Office of the Courts).
- The service agency will have 72 hours to file the affidavit, declaration, acceptance, or return of service to the court. Previously, it was 7 days.
- There are no limits to the number of attempts in serving Orders within the year of issuance.
- Removes the requirement for a law enforcement agency to request that a prosecutorial agency file charges for a violation of a protective order.
- A notification system will be created that can provide the plaintiff real time information on the status of their Order of Protection.
- The plaintiff's address and contact information will be kept confidential at all times in the new system.
- Emergency Orders of Protection will now expire 72 hours from issuance. Previously, it was 24 hours.
- After 15 days, if the order has not been served. A notification will be sent to the plaintiff requesting additional information.

What are the next steps?

- ACJC will provide training to law enforcement and victim service agencies in the fall of 2019.
- Changes will go into effect on January 1st, 2020.

For more information, contact Marc Peoples, Systems Improvement Manager at 602-364-1152 or Kyle Walraven, Project Manager at 602-364-1161.

SAVE THE DATES



39th Annual Law Enforcement Summit July 16-18, 2019

It's time for the 39th Annual Law Enforcement Summit held on July 16-18, 2019 at the Little America Hotel in Flagstaff, Arizona. The Law Enforcement Summit continues to be designed to foster a harmonious working relationship between all criminal justice organizations within the State of Arizona.

Join your fellow Arizona law enforcement colleagues from federal, state, county and local agencies for up to three (3) days of: agency/organizational/committee meetings training sessions and presentations.



18th Annual Arizona Peace Officers Memorial Charity, Inc. Golf Tournament May 4, 2018

Check-in at 6:30 am, with 7:30 am shot-gun.

Silverado Golf Club
7605 E. Indian Bend Road

Four person scramble, \$340 per foursome, includes lunch.

For more information:
Connie Drushel, cdrushel@bonneville.com
Teri Barnes, terib918@gmail.com

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- May 8 - Crime Victims' Committee**
1:00 PM, 1110 W. Washington
- May 23 - Full Commission Meeting**
1:30 PM, 1110 W. Washington
- June 4- AJCJ Policy Team Meeting**
10:00 AM, 1110 W. Washington
- June 20 - ACJC Info Tech Meeting**
1:30 PM, 1110 W. Washington
- July 16 - NICS Task Force Meeting**
8:30 AM University of Phoenix
- July 17- Full Commission Meeting**
Little America Hotel, Flagstaff
- Sept. 19 - Full Commission Meeting**
1:30 PM, 1110 W. Washington
- Oct 3 - ACJC Policy Team Meeting**
10:00 AM, 1110 W. Washington
- Oct 7 - ACJC Info Tech Meeting**
1:30 PM, 1110 W. Washington
- Oct 8 - NICS Task Force Meeting**
8:30 AM, University of Phoenix
- Nov 7 - Full Commission Meeting**
1:30 PM, 1110 W. Washington



Legislative Updates

The 54th Legislature, First Regular Session kicked off on January 14 with a total of 1,289 bills introduced as of the publishing of this newsletter— 47 of those bills have passed and 36 bills signed by the Governor. We are pleased to see great movement on a number of bills we are tracking.

To help organize all of the bills we are monitoring, we have organized them by primary main themes:

Assisting Victims of Crimes

SB1250 (Injunction Against Harassment; Sexual Violence) was introduced this session to provide greater protections for victims of sexual assaults in the injunctions against harassment process. The current statute states, “Instances” (plural) meaning they would have to be a victim of sexual violence more than once to be able to seek protection from the court. The proposed fix to the existing law would only require one instance (instead of two) to seek protection from the courts for that matter. To date, this bill has been chaptered into 118 law by the Governor on 4/22.

Enhancing Court Processes

In response to the need to improve overall Criminal Justice in the courts, there have been a number of bills introduced this session. **HB2053** (Competency Evaluation; reports) has been signed into law chapter 71 by the Governor on 4/11. **HB2055** (Juvenile Court; Jurisdiction; Undesignated Felony) has been chaptered 125 laws by the Governor on 4/24. **HB2191** (Criminal Justice Records; Prohibited Uses) has been signed into chapter 42 on 4/1 by the Governor. **HB2361** (Sentencing Repetitive Offenders; Sentence Records) is awaiting final read in the House scheduled for 4/29. **SB1307** (DUI; License Reinstatement; Evaluation Requirements) passed out of rules on 4/9. **SB1311** (Material Witnesses; Contempt; Detention; Bond) is awaiting to be signed by the Governor, it was transmitted on 4/23

Enhancing Prison Programs

HB2266 (Prisoners; Transition Program; Eligibility) passed out of the House and on 3/12 was okay in Senate Rules. **SB1092** (Prisoners; Transition Program; Eligibility) was moved to a striker now known as AZPOST Rulemaking Exemption, it was signed into chapter 93 laws by the Governor on 4/16. **HB2480** (Setting Aside Judgement Felony Offense) has received Senate COW approval and is now awaiting for third read. **HB2080** (Civil Rights Restoration; Felonies) was transmitted on 4/23 to the Governor’s desk.

SB1068 (Detention Officers; Arrest Warrant; Custody) has been moved out of House rules on 4/3. **SB1314** (Death Penalty; Aggravating Circumstances) was signed by the Governor and chaptered into 63 laws on 4/10.

SB1093 (Prisoner Accounts; Use: ADOT Credentialing) has passed out of the House and Senate, it was signed by the Governor on 3/22 and was put into Chapter 16, Laws 2019.

Regulating Distracted Driving/Traffic Violations Consequences

This session bills that regulate distracted driving have been gaining a lot of traction and has led to bipartisan bills to be introduced to help solve the public safety concern. With the increased amount of traffic violations it brought attention to the consequences and how to handle them fairly.

HB2318 (Driving; Wireless Communication Device; Prohibition) was signed into chapter 112 on 4/22 by the Governor. **SB1141** (Distracted Driving) was vetoed by the Governor’s office on 4/26. **HB2005** (Moving Violations; Defensive Driving School) is awaiting for the House to do final read. **HB2265** (Defensive Driving Schools; Course Curriculum) has passed out of Senate rules on 4/16.

Other Bills that have been passed into law

SB1398 (Miniature Scooters; Electric Standup Scooters) on 4/22 in chapter 120 laws.

SB1317 (Bodily Fluids Exposure; Testing) on 3/22 in chapter 21 laws.

SB1314 (Death Penalty; Aggravating Circumstances) on 4/10 in chapter 63 laws.

SB1231 (Public Safety; Residency Requirements; Prohibition) on 4/16 in chapter 95 laws.

SB1076 (Abducting Child from State Agency) on 4/16 in chapter 92 laws.

HB2421 (Animal Cruelty; Working Animal; Harassment) on 3/22 in chapter 32 laws.

HB2075 (Electronic Prescribing; Expectations; Deadlines) on 2/14 in chapter 4 laws.

HB2008 (Duty to Report; Supervisor; Administrator) on 4/11 in chapter 70 laws.

Important Grant Announcements

[Victim Assistance Grant Awards](#)

The Victims Committee will approve victim assistance grant awards at the meeting on May 8 at 1:00 pm in the ACJC conference room. The Commission will approve the recommendation of the Committee at the meeting on May 23. Approval of the awards will conclude the victim assistance awards process for FY 2020.

[Grants to Encourage Arrest Policies and Enforcement of Protection Orders Program- Governors Office of Youth, Faith and Family](#)

Encourages state, local, and tribal governments and state, local, and tribal courts to treat domestic violence, dating violence, sexual assault, and stalking as serious violations of criminal law requiring the coordinated involvement of the entire criminal justice system. Eligible applicants are states and territories, units of local government, Indian tribal governments, and state, local, tribal, and territorial courts. To apply for this grant, you must register with ProcureAZ. To access ProcureAZ for information and help regarding registration, please visit <https://procure.az.gov/bsol/>. The GOYFF does not maintain or service the ProcureAZ system.

Grant application process/system – Simone Courter, ACJC: 602-364-1186 or scourter@azcjc.gov

[FY 2019 National Criminal History Improvement Program Grant Solicitation Released](#)

The FY 2019 NCHIP grant solicitation has been released and is posted on the BJS website: https://www.bjs.gov/content/pub/pdf/nchip19_sol.pdf. This program furthers the Department’s mission by enhancing the criminal justice capabilities of state and tribal governments by improving the accuracy, utility, and interstate accessibility of criminal history records and enhancing records of protective orders, automated identification systems and other state systems supporting national records systems and their use for criminal history background checks. This year’s program focuses on priority on improving dispositions and mental health submissions accessible to the National Instant Criminal Background Check System (NICS), including full participation in the National Crime Information Center (NCIC), criminal history record information available through the Interstate Identification Index (III) and National Fingerprint File (NFF).

Application documents can be found on the ACJC website: <http://www.azcjc.gov/grants>

In order to allow sufficient time for ACJC to coordinate and compile numerous proposals, submissions are due to ACJC by 3pm on May 20, 2019. Please submit a full proposal for your NCHIP project via email to:

Heather Bohnet, Systems Improvement Grants Coordinator, at cjadmin@azcjc.gov or call 602.364.1168.

Contact Us

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<https://twitter.com/azcjc>

“Our mission is to continuously address, improve, sustain and enhance public safety in the state of Arizona through the coordination, cohesiveness and effectiveness of the criminal justice system.”