

NOTICE OF MEETING
OF THE
ARIZONA PROSECUTING ATTORNEYS' ADVISORY COUNCIL

AGENDA

Pursuant to A.R.S. §38-431.02, notice is hereby given to the members of the Arizona Prosecuting Attorneys' Advisory Council and to the general public that the Arizona Prosecuting Attorneys' Advisory Council will hold a meeting open to the public on Wednesday, June 19, 2013, at 9:30 a.m. at the APAAC Office. The toll-free dial-in number to appear telephonically is **1-877-820-7831** and the participant Passcode is **487550**. You may also attend the meeting via SCOPIA videoconferencing.

Pursuant to the Americans with Disabilities Act (ADA), the Arizona Prosecuting Attorneys' Advisory Council endeavors to ensure the accessibility of its meetings to all persons with disabilities. If you need an accommodation for a meeting, please contact Elizabeth Iniguez-Reyna at (602) 542-7222 at least 24 hours prior to the meeting so that an accommodation can be arranged.

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| I. Call to Order (Two Minutes) | SHEILA POLK |
| II. Roll Call (Two Minutes) | SHEILA POLK |
| III. Consent Agenda (Two Minutes) | SHEILA POLK
Possible Action
P – F – T |
| A. Minutes from the May 17, 2013, Council meeting
(Attachment) | P – F – T |
| IV. 2013 Summer Conference Attorney Awards (Sixty Minutes) | ELIZABETH ORTIZ
Possible Action
P – F – T |
| A. Felony Prosecutor of the Year – Large Jurisdiction (Attachment) | |
| B. Felony Prosecutor of the Year – Small Jurisdiction (Attachment) | |
| C. Misdemeanor Prosecutor of the Year (Attachment) | |
| D. Juvenile Prosecutor of the Year (Attachment) | |
| E. Appeals Prosecutor of the Year (Attachment) | |
| F. Rising Star Award (Attachment) | |
| G. Lifetime Achievement Award (Attachment) | |
| V. Rule Changes Impacting Victim Identification (Fifteen Minutes) | SHEILA POLK
Possible Action
P – F – T |

- VI. Finance Committee Report (Five Minutes)** **DEREK RAPIER**
Possible Action
P – F – T
- A. Financial Report regarding deposits and/or expenses to APAAC’s accounts for May 2013 (Attachment)**
- B. Financial Statement regarding State Treasurer’s account for APAAC’s revenue and draws for May 2013 (Attachment)**
- VII. Legislative Policy Committee Report (Five Minutes)** **BRAD CARLYON**
Possible Action
P – F – T
- A. General Update on Legislative Activity**
<http://www.azcapitolreports.com/webreport.cfm?webreport=25154&listid=48766&print=true>
- VIII. Executive Session (Ten Minutes)** **SHEILA POLK**
Information Only
- Discussion regarding the Executive Director’s performance evaluation pursuant to A.R.S. Section 38-431.03(A)(1). (Attachment distributed in Executive Session)
- IX. Chair’s Report (Two Minutes)** **SHEILA POLK**
Information Only
- A. Marc L. Miller named 12th Dean of the University Of Arizona’s James E. Rogers College of Law**
- B. Summer Conference overview**
- X. Executive Director’s Report (Five Minutes)** **ELIZABETH ORTIZ**
Information Only
- A. Council office visits since last Council meeting**
1. Coconino County (5/31/13)
- B. Status update on cases in which APAAC filed *amicus* briefs:**
1. *State v. Cooperman*:
- a. **Issue:** Whether the Court of Appeals erred in holding that under A.R.S. §28-1381(G) the presumption of intoxication must be given “whenever the state introduces evidence that a defendant had an alcohol concentration of 0.08 or more.”

b. **Status:** Pending before the Arizona Supreme Court.

2. *State v. Okun*

a. **Issue:** Whether the trial court erred in finding that the Sheriff is not subject to prosecution under the federal Controlled Substances Act, and ordering the Sheriff to return marijuana seized from a qualifying Arizona Medical Marijuana Act patient.

b. **Status:** Pending before the Arizona Supreme Court.

C. State Bar CLE Committee Update

D. CWAG Training Update

XI. Training Committee Report (Five Minutes)

TOBIN SIDLES
Information Only

A. Recent and Upcoming APAAC Seminars (Attachment)

XII. NICS and Rule 37.2, R. Cr. (Ten Minutes)

JERRY LANDAU
Information Only

XIII. Call to the Public

SHEILA POLK
Information Only

XIV. Next Council Meeting

SHEILA POLK
Information Only

**A. Tuesday, July 30, 2013, at 2:00 p.m. at the Westin
La Paloma in Tucson, AZ**

XV. Adjournment

SHEILA POLK
Possible Action
P – F – T