

ARIZONA PROSECUTING ATTORNEYS' ADVISORY COUNCIL
RULES COMMITTEE
MINUTES

February 4, 2016

The meeting of the Rules Committee of the Arizona Prosecuting Attorneys' Advisory Council was called to order by Chair John Belatti on February 4, 2016 at 9:03 a.m. at the APAAC Office which is located at 1951 W. Camelback Road, Suite 202, in Phoenix.

ROLL CALL

RULES COMMITTEE MEMBERS PRESENT

John Belatti, Chair	Mesa City Prosecutor
Bill Montgomery	Maricopa County Attorney (telephonic)

RULES COMMITTEE MEMBERS PRESENT BY PROXY

Mark Brnovich	Arizona Attorney General
	Proxy Steve Duplissis

STAFF PRESENT

Kim MacEachern	Staff Attorney (telephonic)
Hayley Zimmerman	Administrative Assistant

RECENT AND PENDING RULES PACKAGES; INPUT

Mr. Belatti noted that due dates on the agenda items should read as follows: Items 3A, 3B and 3C are all due May 20, 2016. Mr. Belatti noted an additional package (#5) was not in this packet. Item D is due April 1, 2016. Mr. Belatti suggested we review the items to determine if they should be sent to the Chief Deputies for review and comment preparation:

- A. R-15-0035. Proposed by citizen Mike Palmer on 9-30-15. All agree APAAC should take no position.
- B. R-15-0038. Proposed by Marty Lieberman, Maricopa County Office of the Legal Defender, on 10-22-15. All agree APAAC should oppose this proposal and send it to the Chief Deputies for review and to draft a comment that also recognizes that Victim's Rights demands due process, that this proposal is not based in legal authority vis a vis third parties and that there is no corollary duty on the part of the defense.
- C. R-16-0007. Proposed by Hon. Sam Myers, Criminal Court Presiding Judge, Maricopa County. All agree to recommend support and to send to Chief Deputies for review and to draft a comment.

- D. R-16-0026. Proposed by David Byers, Administrative Director, A.O.C. All agree to recommend support and to send to Chief Deputies for review and to draft a comment.

CALL TO THE PUBLIC

Mr. Duplissis indicated that Rule Package 16-0031 filed by MCAO should be addressed by APAAC. Mr. Belatti indicated a subsequent meeting would be set in short order to address that proposal to eliminate Rule 20; he also indicated he was running it by a number of victim's groups and should have that information by the next meeting. Mr. Montgomery indicated the victim's organizations that MCAO had already reached out to and expressed concern that such decisions did not get a review.

ADJOURNMENT

Meeting was adjourned by Mr. Belatti at 9:20 a.m.