

**NOTICE OF THE
LEGISLATIVE POLICY COMMITTEE 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 Legislative Policy Committee will hold a meeting open to the public on Friday, December 9, 2011 at 10:00 a.m., at the APAAC Office, which is located at 1951 W. Camelback, Suite 202, in Phoenix. The toll free call in number to appear telephonically is **1-877-326-0664** and the access code is ***4155900***. (Be sure to include the * key before and after the meeting room number.)

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.

Legislative Policy Committee members:

James Walsh, Chairman
Bill Montgomery
Barbara LaWall
Tom Horne
Jon Smith
Tobin Sidles
Jerry Landau
Craig Jones

Roll Call. The Agenda for this meeting is as follows:

1. Update on Child Safety Task Force and potential legislation and training/protocol opportunity. Reference: Azgovernor.gov/CPS. (attachment)
2. Clergy Mandatory Reporting. Reference: see ARS §13-3620.
3. Caylee's Law reconciliation of House and Senate approaches. (attachment)

4. Chronic Felony Offender Juvenile, definition - raised by Children's Action Alliance. (attachment)
5. Bail Bonds Proposals - update.
6. Prisoner Shift repeal, strategies/progress.
7. Sentencing Discussion - update Fischer Report and Editorial Board. (attachment)
8. Pharmacy Proposal for Synthetics - review draft. (attachment)
9. Drug Endangered Children - proposed by Southwest Meth based upon legislation elsewhere. (attachment)
10. Notice of Presentation on Suboxone hosted by Cecil Ash which can be viewed at: http://azleg.granicus.com/MediaPlayer.php?view_id=13&clip_id=9548

Synopsis: "The FDA-approved drug [Suboxone](#), a medication that combines two regulated pharmaceutical substances: buprenorphine and naloxone. This medication is promising to be quite effective in curbing the physical cravings and withdrawal symptoms of opiate addiction in conjunction with psychosocial therapy and counseling. Because it is a medication, it must be administered under the supervision of a prescribing physician. The drug is currently being used in a number of criminal justice jurisdictions as an integral part of court-ordered drug treatment programs in probation, post-incarceration and prison settings. It has proven to be highly successful at managing the toxicity associated opiate dependency, thereby statistically enhancing the probability for a user to overcome addiction.

The presentation will include a discussion by Dr. Michael Carlton, an Arizona physician, on how the drug actually works medically to suppress the addictive symptomology, why counseling is a necessary piece of the puzzle. It will also include a presentation by Maureen McDonnell, Chicago's Director of Health Care Strategy for TASC, about the outcomes being observed in Ohio and Pennsylvania where medically-assisted treatment protocol is currently being used, and how the costs of medication/counseling compare to the costs of incarceration, both fiscally and effectually."

11. AGO Proposals
 - **Criminal**
 - A. Misconduct of Weapons Charge - Consecutive sentencing for possession of a deadly weapon during commission of drug trafficking related offenses. (rather than concurrent)
 - B. Criminalization of Trafficking in Weapons or Explosives - Trafficking in weapons or explosives is a racketeering crime under A.R.S. § 13-2301(D)(4)(b)(xii), but no corresponding gun or weapons statute criminalizing such trafficking exists in Title 13.

- C. Impersonating an Officer - Sentencing enhancement for committing a home invasion while impersonating an officer.
 - D. Definition of a Sexually Violent Offense - Change subsection (d) to include "attempt, solicitation, facilitation or conspiracy to commit" in another jurisdiction is a sexually violent offense.
 - E. Aggravated Identity Theft - Possession of 50 or more pieces of personal identifying information of others (PIIO) will result in an enhanced penalty - class 2 felony (instead of class 3).
 - **Vulnerable Adults**
 - F. Grand Jury Child Abuse Authority - Provide state grand jury authority to investigate and indict criminal child abuse or neglect that occurs in conjunction with drug manufacturing or trafficking, and also criminal vulnerable adult abuse or neglect if it occurs in a Medicaid funded facility.
 - G. Crimes against Seniors/Vulnerable Adults - Establish sentencing enhancements for crimes against vulnerable adults.
12. Law Enforcement proposal; Animal Cruelty Draft. (attachment)
13. AJC Proposals - "Homeless Court" proposal. (attachment)
14. Adjournment