

ARIZONA JUDICIAL COUNCIL

Arizona State Courts Building
1501 W. Washington Street, Suite 119
Phoenix, AZ 85007

March 24, 2016

Meeting Minutes

Council Members Present:

Chief Justice Scott Bales
Judge Janet Barton
Judge Michael Brown
Judge Kyle Bryson
David Byers
Judge Rachel Torres Carrillo
Judge Louis F. Dominguez
Athia Hardt
Mike Hellon
Yvonne R. Hunter, J.D.
Michael Jeanes
Jack Jewett

Gary Krcmarik
Judge David Mackey
Judge John Nelson
R. Tony Penn
Judge Antonio Riojas, Jr.
Judge Monica Stauffer
Geoff Trachtenberg
Hon. Garye Vasquez *proxy for*
Hon. Peter Eckerstrom
George Weisz
Judge David Widmaier

Council Members Absent (excused):

Jim Bruner
Victor Flores

William J. Mangold, M.D., J.D.

Administrative Office of the Courts (AOC) Staff Present:

Merissa Amiri
Theresa Barrett
Mike Baumstark
Joe Callahan
Will Cawthon
Eric Ciminski
Brenda Lee Dominguez
Jennifer Greene
Susan Hunt
Joe Kelroy
Kevin Kluge
Francelle Kounouho

Deborah Kurth
Jerry Landau
Denise Lundin
Alicia Moffatt
Heather Murphy
Susan Pickard
Nina Preston
Marcus Reinkensmeyer
David Redpath
Patrick Scott
Lorraine Smith
Kathy Waters

Presenters and Guests Present:

Judge Charles Gurtler
Martin Lynch

Justice John Pelander
John Phelps

Chief Justice Scott Bales, Chair, called the meeting to order at 9:30 a.m. and welcomed those in attendance.

Approval of Minutes

The Chair called for any corrections to the minutes from the Council's December 10, 2015, meeting.

MOTION: To approve the minutes from the December 10, 2015, meeting of the Arizona Judicial Council, as written. The motion was seconded and passed. AJC 2016-01.

Juvenile Justice in Arizona

Mr. Joe Kelroy, Director of the Juvenile Justice Services Division of the AOC, presented information on the history and current status of juvenile justice in Arizona, Disproportionate Minority Contact (DMC), sex trafficking, and current strategies and initiatives. Mr. Kelroy asked for feedback on ways to enhance their current efforts.

Mr. Chris Vogler, Division Chief for the Pima County Juvenile Court, spoke on current and future efforts regarding DMC and the Juvenile Detention Alternatives Initiative (JDAI) work in Pima County

Discussion took place regarding resources, educating stakeholders and getting the message out, support from law enforcement, and prosecutorial decisions.

The Chair noted that JDAI was recently awarded the Jacque Steiner award by the Children's Action Alliance.

Judicial Branch Budget Update

Mr. Kevin Kluge, CFO and Director of the Administrative Services Division of the AOC, provided an update on the FY2017 legislative budget request, baseline issues, automation issues, child welfare (dependency surge), and additional issues impacting the budget to include a deficit in adult probation. He reported that the Judicial Branch budget for the next fiscal year is not available yet.

Chief Justice Bales updated the Council on HB 2537: *Supreme Court; justices number*. He reported the proposal would increase the Supreme Court to seven justices; deal with critical funding needs for automation, probation, and increased caseload related to the surge in dependency cases; and also includes a judicial salary increase. Chief Justice

Bales noted that the Supreme Court has agreed to support the package because they believe it will benefit the courts overall in serving justice in our state. He asked the Council for their support of the package.

MOTION: To approve HB 2537, as presented. The motion was seconded and passed (3 opposed; 1 abstained). AJC 2016-02.

Judicial Branch Legislative Update

Mr. Jerry Landau, Director of Government Affairs for the AOC, provided an update on the Council's legislative package and other bills of interest affecting the courts.

Overview of Fair Justice for All Task Force

Mr. Dave Byers briefed the Council on the recently established Task Force on Fair Justice for All: Court-Ordered Fines, Penalties, Fees, and Pretrial Release Policies (AO No. 2016-16). He stated that the Task Force is charged with addressing pretrial reduction (changing the culture) and fair fines and fees and would file a report and make recommendations to the Arizona Judicial Council by October 31, 2016.

Update on Pima County MacArthur Grant

Judge Kyle Bryson, Presiding Judge of the Superior Court in Pima County, updated the Council on their grant application to the MacArthur Foundation to support efforts to reduce the County's jail population. He noted that Pima County is one of 20 jurisdictions selected to receive a \$150,000 grant to create a more effective local justice system that improves public safety, lowers jail costs, and prevents crime by lowering the rate of recidivism.

Update on Self-Help Centers

Judge Janet Barton, Presiding Judge of the Superior Court in Maricopa County, updated the Council on the Law Library Resource Center (LLRC), AmeriCorps program, and construction of their new LLRC location opening in October.

Mr. Gary Krcmarik, Court Administrator in Coconino County, updated the Council on the Arizona Court Help Project (virtual self-help center) in Coconino County.

Update on eBench and eFiling

Mr. Marcus Reinkensmeyer, Director of the Court Services Division of the AOC, and the Hon. David Mackey, Presiding Judge in Yavapai County, updated the Council on statewide eFiling for general jurisdiction courts.

Warrant Form Changes

Mr. Patrick Scott, Court Services Division of the AOC, provided an update on the warrant form changes that were revised and made mandatory last year. He asked for the Council's approval to recommend that the Supreme Court adopt the warrant forms as amended for mandatory use statewide.

MOTION: To recommend the Supreme Court adopt the warrant forms as amended for mandatory use statewide, as written. The motion was seconded and passed. AJC 2016-03.

Call to the Public

The Chair made a call to the public.

Mr. Martin Lynch provided public comment on due process in the Family Court in Maricopa County.

The Chair noted that Council member Presiding Judge John Nelson has announced his retirement and this would be his last meeting. The Chair thanked Judge Nelson for his service on the Council in addition to his service to Yuma County and the state.

MOTION: To adjourn the meeting. The motion was seconded and passed. AJC 2016-04.

The meeting adjourned at 2:16 p.m.