

# Fair Justice Subcommittee on Mental Health and the Criminal Justice System

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Monday, November 13, 2017; 10:00 a.m. – 2:30 p.m.  
Conference Room 101  
State Courts Building, 1501 W. Washington, Phoenix, AZ 85007  
[Click Here for Subcommittee Web Page](#)

Time*	Agenda Items	Presenter
10:00 a.m.	<b>Welcome</b>	<i>Kent Batty, Chair</i>
10:05 a.m.	<b>Approval of Minutes from October 24, 2017 meeting</b> <input type="checkbox"/> Formal Action/Request	<i>Kent Batty</i>
10:10 a.m.	<b>How the justice system can better serve persons with mental illness: Perspectives on Court Ordered Treatment and the Incarceration of Persons with Mental Illness</b>  <ol style="list-style-type: none"><li>1. <i>Patti Tobias</i>, Principal Consultant, National Center for State Courts</li><li>2. <i>Judge Christopher Staring</i>, Court of Appeals, Division II</li><li>3. <i>Commissioner Barbara Spencer</i>, Maricopa County Superior Court</li><li>4. <i>Sgt. Cory Runge</i>, Flagstaff Police Dept., CIT Supervisor</li></ol> <p style="text-align: center;">***** <b>Lunch (\$5.00)</b> *****</p>	
12:15 p.m.	<b>Items for Status Report to the Fair Justice Task Force</b>  <ol style="list-style-type: none"><li>1. Draft Administrative Order for Presiding Judges with policies and procedures. <input type="checkbox"/> Formal Action/Request</li><li>2. Proposed changes to Rule 11.5 to give LJs jurisdiction to order competency restoration treatment if the defendant is found incompetent but restorable. <input type="checkbox"/> Formal Action/Request</li><li>3. Recommendation that the Sequential Intercept Model (SIM) be considered a best practice in local jurisdictions and that judges and staff be encouraged to receive training on the SIM and other tools to recognize mental illness in persons who come to court. <input type="checkbox"/> Formal Action/Request</li></ol>	<i>Kent Batty</i>

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*\*All times are approximate and subject to change. The committee chair reserves the right to set the order of the agenda. For any item on the agenda, the committee may vote to go into executive session as permitted by Arizona Code of Judicial Administration § 1-202. Please contact Jodi Jerich, staff, at (602) 452-3255 with any questions concerning this agenda. Any person with a disability may request a reasonable accommodation, such as auxiliary aids or materials in alternative formats, by contacting Sabrina Nash at (602) 452-3849. Requests should be made as early as possible to allow time to arrange the accommodation.*

4. Recommendation that the Fair Justice Task Force create a workgroup to develop options and alternatives for the development of a centralized repository for courts holding Rule 11 proceedings to be able to access prior Rule 11 and Title 36 records from other courts.
  - Formal Action/Request
  
5. Recommendation that the Fair Justice Task Force find that it is a best practice for courts to identify a centralized location where defendants may go for Rule 11 medical evaluations – whether that be in the courthouse itself or in another location. A court should identify a location that is easily accessible by public transportation.
  - Formal Action/Request
  
6. Recommendation that the Fair Justice Task Force direct the AOC take steps to develop a method for LJs to report the outcomes of competency hearings as required by ARS § 13-609.
  - Formal Action/Request

1:15 p.m.      **Roundtable Discussion of Issues Raised in Past Meetings**      *All*

1. Encouragement of more inpatient and outpatient treatment options
2. Review of pre-trial risk assessment for mentally ill defendants
3. Discussion of a diminished capacity standard
4. Discussion of the definition and scope of ARS §36-501(24) “mental disorder”
5. Other Issues

2:25      **Good of the Order/Call to the Public**      *Kent Batty*  
 Adjournment

**Next Meeting**

December 12, 2017  
 Conference Room 101  
 Arizona State Courts Building

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