



**NOTICE OF PUBLIC MEETING  
OF THE  
NICS TASK FORCE  
OF THE  
ARIZONA CRIMINAL JUSTICE COMMISSION  
AND  
AGENDA**

Pursuant to A.R.S § 38-431.02, notice is hereby given to the members of the **NICS Task Force** of the Arizona Criminal Justice Commission and to the general public that the **NICS Task Force** will hold a meeting open to the public on **Tuesday, April 16, 2019**, beginning at **9:30 a.m.** at the **Pima County Courts' Training Center, 2225 East Ajo Way, Tucson, Arizona 85713**. Individuals may attend in person.

Pursuant to the Americans with Disabilities Act (ADA), the Arizona Criminal Justice Commission endeavors to ensure the accessibility of its meetings to all persons with disabilities. Persons with a disability may request a reasonable accommodation, such as a sign language interpreter, by contacting the Commission Office at (602) 364-1146. Requests should be made as early as possible to allow time to arrange the accommodation.

Agenda for the meeting is as follows:



# TASK FORCE MEETING AGENDA

TUCSON, ARIZONA

APRIL 16, 2019

## **OVERALL ARIZONA NICS IMPROVEMENT ACT PURPOSE STATEMENT**

On January 8, 2011, a horrific act of violence committed in Tucson left six people dead and 14 injured, including former United States Representatives Gabrielle Giffords and Ron Barber. The shooter suffering from mental health and substance abuse issues exhibited observable behaviors prior to the shooting. Arizona stakeholders, led by the Arizona Criminal Justice Commission (ACJC), had been working to address the issue of improving records submitted to the National Instant Criminal Background Check System (NICS), and this horrific event was a catalyst for Arizona policy makers to dedicate additional attention to the improvement to mental health and criminal history information reporting to NICS.

In March 2013, the Arizona NICS Task Force published the Arizona NICS Act Reporting Improvement Plan with a total of 30 Recommendations. Since the release, nine additional recommendations were provided by the Commission and have been adopted by the Task Force. Action Steps and Performance Measures have been developed to ensure continued progress on all NICS Categories, specifically focused on legislation, executive policy and court rule changes to improve criminal history and enhanced reporting to NICS.

## **GOALS**

1. Discuss Misdemeanor Convictions of Domestic Violence submissions to III and NICS.
2. Update the Order of Protection system improvement project.
3. Discuss vulnerabilities at FFL point-of-sale transactions with Prohibited Possessors.
4. Discuss submissions of Juvenile Felony Delinquency to III or NICS.
5. Update the status of the Conditions of Release Project.
6. Discuss Next Steps on the Disclosure of Indictments to Criminal Justice Agencies.
7. Update existing projects on Felony Convictions to NICS, E-Warrants, and Mobile Fingerprinting.
8. Review Revised NARIP, Action Steps and Performance Measures.

**ARIZONA NICS RECORDS IMPROVEMENT PROJECT**



**TUESDAY, APRIL 16, 2019**

**Pima County Courts' Training Center, 2225 East Ajo Way, Tucson, Arizona 85713**

<b>TIME</b>	<b>SUBJECT</b>	<b>REC</b>
<b>9:30 AM</b>	<b>WELCOME/ADMINISTRATIVE/AGENDA</b>	
	<b>Andy LeFevre – ACJC Director</b> <b>Molly Edwards – ACJC Legislative Liaison</b> <b>Marc Peoples – ACJC Systems Improvement Manager</b>	
	Administration <ul style="list-style-type: none"> <li>• Introductions</li> </ul> Commission Updates Legislative Update <ul style="list-style-type: none"> <li>• SB 1250 - IAH/Sexual Assault</li> </ul> Agenda	
<b>PROJECT BRIEFINGS</b>		
<b>9:45 AM</b>	<b>FDR/ADRS/MISSING DISPOSITIONS</b>	<b>1.2</b>
	<b>Marc Peoples - ACJC</b>	<b>1.8</b>
	Technical Assistance 2019 – ACJC/DPS/AOC Disposition Task Forces or Working Groups <ul style="list-style-type: none"> <li>- Best Practice – Mohave County</li> <li>- Notification/Advisory</li> <li>- ADRS Enhancements, Document Attachment</li> </ul> Prosecutor Process	<b>1.9</b>
	<b>FELONY CONVICTIONS TO NICS</b>	<b>1.3</b>
	<b>Marc Peoples - ACJC</b>	
	AOC Status Report	
	<b>JUVENILE FELONY DELINQUENT REPORTING</b>	<b>1.3</b>
	<b>Anthony Coulson – NTH Consulting</b>	
	Will Mirror MH Reporting Process to NICS Indices Records – Date Forward	
	<b>MOBILE FINGERPRINTING</b>	<b>1.6</b>
	<b>Tina Knezovich-Hladik – AOC</b> <b>Heather Bohnet – ACJC</b>	
	Mobile Fingerprinting Update Phase I – Complete 2018 ADC GAP Report	
	<b>CONDITIONS OF RELEASE</b>	<b>2.1</b>
	<b>Kyle Walraven – ACJC</b>	
Status Rule Changes for 2020 March 2019 Kick-off		
<b>INDICTMENT, COMPLAINT, INFORMATION DISCLOSURE TO FBI NICS</b>	<b>2.1</b>	
<b>Marc Peoples – ACJC</b>		

**ARIZONA NICS RECORDS IMPROVEMENT PROJECT**



TIME	SUBJECT	REC
	ARS 13-2813 <ul style="list-style-type: none"> <li>- Discuss with APAAC/Prosecutors</li> <li>- Petition for Rule Change</li> </ul> Identify Point of Contact for NICS <ul style="list-style-type: none"> <li>- How to notify of process?</li> </ul>	
	<b>E-WARRANT</b>  <div align="right"><b>Marc Peoples – ACJC</b></div> Operational in Glendale Interface Expanded to All Courts/CMS JWI Access Active Warrants to NCIC	<b>3.1</b>
<b>CURRENT ISSUES</b>		
<b>10:15 AM</b>	<b>FBI NICS</b>  <div align="center"><b>Teresa Henderson – FBI NICS Representative</b></div> NICS Updates	
<b>10:30 AM</b>	<b>MISDEMEANOR CONVICTIONS OF DOMESTIC VIOLENCE</b>  <div align="center"><b>Anthony Coulson – NTH Consulting</b></div> ARS 13-3601 Relationships v. 18 USC 922(g)(9) Relationships <ul style="list-style-type: none"> <li>- Pregnant (3601) = State Prohibitor &gt; III and NICS</li> <li>- Romantic/Sexual (3601) = State Prohibitor &gt; III and NICS</li> <li>- Judicial Determination and Documentation on FDR &gt; ADRS</li> </ul> ARS 13-1203 <ul style="list-style-type: none"> <li>- Judicial determination constituting use, attempted use, threaten</li> <li>- FDR &gt; ADRS &gt; ACCH &gt; III/NICS</li> <li>- Lights Out – AOC &gt; NICS</li> </ul>	<b>7.2</b>
<b>10:45 AM</b>	<b>ORDER OF PROTECTION</b>  <div align="right"><b>Kyle Walraven - ACJC</b> <b>Marc Peoples - ACJC</b></div> System Design Update <ul style="list-style-type: none"> <li>- AOC - Implementation Timeline Status</li> <li>- NCIC Hit Confirmation and Validation – Automated</li> <li>- Interim Process - Pilot</li> </ul> Court Survey – Service Agencies <ul style="list-style-type: none"> <li>- ACJC/AOC Goals</li> </ul> States – Lessons Learned	<b>6.1</b> <b>6.2</b>
<b>11:00 AM</b>	<b>MENTAL HEALTH PICK UP ORDER</b>  <div align="center"><b>Jason Winsky – Tucson Police Department MHST</b></div> Mirroring the OP/IAH Process	<b>5.4</b> <b>6.2</b>
<b>11:20 AM</b>	<b>CONCEALED CARRY WEAPONS PERMIT GAP</b>  <div align="center"><b>Anthony Coulson – NTH Consulting</b></div> Suspended or Revoked not Seized or Surrendered <ul style="list-style-type: none"> <li>- Deputy US Marshal Chase White</li> </ul> FFL NICS-like System DPS	<b>1.x</b> <b>2.x</b> <b>3.x</b>
<b>12:00 PM</b>	<b>LUNCH</b>	

# ARIZONA NICS RECORDS IMPROVEMENT PROJECT



TIME	SUBJECT	REC
<b>1:30 PM</b>	<b>NARIP 2019-2024</b>	
	<b>Marc Peoples - ACJC</b>	
	Status on Publication TF Review Impact on FIX NICS ACT – Re: DPS reporting to US DOJ	
<b>ADMINISTRATIVE</b>		
<b>2:00 PM</b>	<b>ARIZONA NICS TASK FORCE (2012-2018)</b>	
	<ul style="list-style-type: none"> <li>• Recommendations – NICS Category - Modifications</li> <li>• Performance Measures</li> <li>• Accomplishments</li> </ul>	
<b>2:30 PM</b>	<b>WHAT HAVE WE MISSED – NEW PROJECTS</b>	
<b>2:45 PM</b>	<b>FUTURE PLAN – JULY 2019 MEETING AGENDA ITEMS</b>	
	<b>Anthony Coulson – NTH Consulting Marc Peoples – ACJC Systems Improvement</b>	
<b>2:55 PM</b>	Those wishing to address the NICS Task Force need not request permission in advance. Action taken as a result of public comment will be limited to directing staff to study the matter or rescheduling the matter for further consideration and decision at a later date.	
<b>3:00 PM</b>	<b>MEETING CLOSED</b>	
<b>NEXT MEETING IS AT THE LITTLE AMERICA IN FLAGSTAFF ON JULY 16, 2019</b>		

A copy of the agenda background material provided to NICS Task Force members is available for public inspection at the Arizona Criminal Justice Commission Office, 1110 West Washington, Suite 230, Phoenix, Arizona 85007, (602) 364-1146. This document is available in alternative formats by contacting the Commission Office.