

**MARICOPA ASSOCIATION OF GOVERNMENTS
REGIONAL DOMESTIC VIOLENCE COUNCIL
MEETING MINUTES – November 1, 2012**

MEMBERS ATTENDING

Celeste Adams, Save the Family
Christina Avila, City of Avondale
Sgt. Marc Rivers for Lt. Robert Bates,
Phoenix Police Dept.
John Belatti, City of Chandler Prosecutor's
Office
John A. Blackburn, Jr., Arizona Criminal
Justice Commission
Jessye Johnson for Allie Bones, Arizona
Coalition Against Domestic Violence
Chris Christy, Salt River Pima-Maricopa
Indian Community
*Lacey Rose Cox, Town of Gilbert Police
Dept.
*JoAnn Del-Colle, Phoenix Family
Advocacy Center
Lynn Potts for Jon Eliason, City of Mesa
Prosecutor's Office
*President Diane Enos, Salt River Pima-
Maricopa Indian Community
Kristen Scharlau for Naomi Farrell, City of
Tempe
*Janeen Gaskins, City of Surprise
Patricia George for Will Gonzalez, City of
Phoenix Prosecutor's Office
Laura Guild, Arizona Dept. of Economic
Security
*Cmdr. Kim Humphrey, City of Phoenix
Police Dept.
Sara Steffeny for Lynette Jelinek, Glendale
Fire Dept.
Alice Ghareib for Mary Lynn Kasunic, Area
Agency on Aging
Patricia Klahr, Chrysalis Shelter, Inc.
Councilmember Suzanne Klapp, City of
Scottsdale
Councilmember Sheri Lauritano, City of
Goodyear
Barbara Marshall, Maricopa County
Attorney's Office, Chair
*Chief Jerald Monahan, Apache Junction
Police Dept., Vice Chair
Mary Murphy, Governor's Office for

Kerry Ramella, City of Phoenix Fire Dept.
*Councilmember Lynn Selby, City of El
Mirage
Sarah Youngblood, Community Legal
Services

OTHERS PRESENT

Sgt. Pat Beumler, Glendale Police
Department
Kristina Bunch, Goodyear Police Department
Chief Steve Campbell, El Mirage Police
Department
Melissa Certo, Phoenix Prosecutors Office
Rosalie Hernandez, A New Leaf
Patrick Johnson, Maricopa County
Attorney's Office
Lizzie Kazan, Doves
Kim MacEachem, Arizona Prosecuting
Attorneys Advisory Council
Mary Alice McKone, The Salvation Army
Linda Melendez, Surprise Police Department
Leah Meyers, Governor's Office for
Children, Youth and Families
John Moreno, Arizona Criminal Justice
Commission
Brenda Nichols, Arizona Department of
Health Services
Debra Olson, Southwest Family Advocacy
Center
Teisha Portee, Scottsdale Police Department
Lora Reid, Valley of the Sun United Way
Iva Rody, El Mirage Police Department
Christine Shall, Sojourner Center
Sgt. Kelly Shore, Avondale Police
Department
Leonard Tartaglia, Tolleson Police
Department
Roxanne Zaad, Elim House
Cyndi Patterson, Area Agency on Aging

Rachel Brito, MAG
Amy, St. Peter, MAG
Renae Tenney, MAG

Children, Youth, and Families Dottie O'Connell, Chicanos por la Causa Connie Phillips, Sojourner Center	+Those attending by video/audio conference * Those not present or represented by proxy
---	---

1. Call to Order
 Chair Barbara Marshall, Maricopa County Attorney's Office, called the meeting to order at 2:06 p.m. Introductions ensued.
2. Call to the Audience
 An opportunity was provided for members of the audience to address the Council on non-agenda items that fall under the jurisdiction of MAG, or agenda items for discussion but not for action. There were no comments.
3. Approval of the August 14, 2012 Meeting Minutes
 Chair Marshall called for approval of the August 14, 2012, MAG Regional Domestic Violence Council meeting minutes. Patricia Klahr, Chrysalis Shelter, motioned to approve the minutes. Lynn Potts, City of Mesa Prosecutor's Office, seconded the motion. The motion passed.
4. Protocol Evaluation Project Update
 Chair Marshall invited Renae Tenney, MAG, to provide an update on implementation of the Protocol Evaluation Project including the press conference, training event, training video and webinars.

Ms. Tenney presented an overview of activities conducted since the August meeting. The MAG Domestic Violence Awareness Month press conference was held on October 4, 2012 at the City of Phoenix Family Advocacy Center. Ms. Tenney thanked those council members who were able to attend. She noted fifty-five people attended and six media outlets covered the event. Ms. Tenney acknowledged Mayor Greg Stanton, City of Phoenix; Mayor Marie Lopez Rogers, City of Avondale; Terry, survivor of domestic violence; Chair Barbara Marshall, Maricopa County Attorney's Office; and Peggy Bilsten, Executive Director, Coalition to End Arizona Sexual Exploitation (CEASE); for speaking at the press conference.

The MAG Protocol Evaluation Project training event was held on October 24, 2012 at the University of Arizona College of Medicine-Phoenix facility. The training event was attended by 130 people representing law enforcement, prosecutors and victim advocates. Ms. Tenney thanked council members who attended and presented during the morning workshops. She noted MAG staff has received positive feedback on the workshops. Ms. Tenney acknowledged Mayor Lopez Rogers, City of Avondale; Councilmember Michael Nowakowski, City of Phoenix; and Terry, a domestic violence survivor, for speaking at the event.

John Blackburn Jr., Arizona Criminal Justice Commission, stated Larry Grubbs attended on behalf of the Commission and sent his compliments on a great event. Sarah Youngblood, Community Legal Services, commented the training event was a success. Ms. Tenney shared that the evaluations received from attendees indicate the event was

useful and relevant to their work. She noted a few recommendations received. For example, the suggestion was made to have a moderated discussion with panelists instead of individual consecutive presentations from the panelists.

Ms. Tenney stated the training video is underway. She acknowledged the work of Nathalea Silva, MAG Human Services Intern, for coordinating interviews and participating in filming sessions with the MAG Communications Division. Ms. Tenney thanked the community partners who will be highlighted in the video, which will be completed before the end of December 2012.

Next steps for the Protocol Evaluation Project include researching best practices and coordinating webinar training sessions. Ms. Tenney stated the webinars are intended to highlight local and national best practices. She noted comments from the training event evaluations indicate attendees wanted to attend more than one of the workshops. The workshop topics could be offered as webinars. Ms. Tenney sought input on the webinar topics.

Laura Guild, Department of Economic Security, agreed with exploring the workshop topics for the webinars. In addition, she noted the afternoon panel presentation was very informational but limited time was provided for each presenter. She suggested expanding these presentations into full webinar trainings.

Ms. Tenney advised that MAG staff is exploring opportunities to update and reprint the domestic violence shoe cards. She passed around the shoe cards and requested input on what information needs to be updated. Ms. Tenney noted the larger Safety Plan brochures will also be considered for printing. Amy St. Peter, MAG, asked members to contact MAG staff if they are interested in receiving more shoe cards. This information will help inform the number of cards to be printed.

Chair Marshall thanked council members who participated in the various events this month. She asked for a motion to approve next steps for implementation of PEP, to include developing the training video and coordinating webinar trainings.

Dottie O'Connell, Chicanos por la Causa, motioned to approve. Mr. Blackburn seconded the motion. The motion passed.

5. Protocol Model Implementation Survey

Chair Marshall invited Nathalea Silva, MAG, to offer a report on development of the Misdemeanor Domestic Violence Protocol Implementation Survey.

Ms. Silva provided an overview of the MAG Misdemeanor Domestic Violence Protocol Implementation Survey. During past MAG Regional Domestic Violence Council meetings, as well as the Protocol Evaluation Project Data Workgroup meeting, there were discussions about implementation of the Protocol model and the degree to which it has been implemented.

With this information, an online survey was created to help determine to what degree the protocol model has been implemented across agencies, what has been helpful in

implementing the protocols, what barriers agencies face in implementing elements of the protocol, and what resources might assist agencies with further implementation.

The survey is divided into five sections representative of the five sections of the Misdemeanor Domestic Violence Protocol Model. Each protocol is listed and asks for input on whether the protocol has been implemented, not implemented, or whether there are future plans to implement. The survey will be sent out to Police Chiefs across Maricopa County with the request to complete the survey. The next steps will be to distribute the survey next week and complete data collection by the end of November.

Ms. Tenney advised the survey was designed using the protocol model format as its foundation. The questions were developed to gather as much information as possible in a flexible manner. The survey does not require an answer for every question, provides the ability to save answers prior to submitting, and has the option to return to finish the survey at a later time. The goal was to design the survey to be as user-friendly as possible. Ms. Tenney acknowledged Ms. Silva and Amanda Stanko, MAG interns, for their work on this project.

Ms. Youngblood inquired about distribution of the survey. Ms. Silva answered that the survey will be distributed during the following week to all law enforcement agencies within Maricopa County with data collection to be completed by the end of November 2012.

Ms. St. Peter noted the purpose of the implementation survey is to find out what protocols are being implemented as well as which ones are not. If an agency is not implementing a protocol, it is helpful to determine the reasons behind this. She stated that knowing this information will identify where technical assistance, such as further training, can be developed to assist with further implementation of the protocol model. If an agency is implementing the protocols, it is helpful to know how they are doing it and what made implementation possible. Ms. St. Peter advised this will help identify best or promising practices that can be shared with other agencies.

Christina Avila, City of Avondale, proposed that the question which asks why protocols were not implemented, be placed after each section of the survey, rather than just in the final section. Ms. Tenney advised the survey was originally designed with this question after each protocol. The limitations of the survey software required the “why” question to be a separate question listed after each protocol and caused the survey to be incredibly long. This led to the current version where the question is only asked in the final section. Ms. Avila suggested adding language at the beginning of the survey to advise that this information would be requested later in the survey. Ms. Tenney commented that this change could be made.

Chair Marshall asked for a motion to approve the MAG Protocol Evaluation Project Misdemeanor Domestic Violence Protocol Implementation Survey. John Blackburn, Jr., made the motion. Lynn Potts, City of Mesa Prosecutor’s Office, seconded. The motion was passed.

6. Misdemeanor Domestic Violence Protocol Model

Chair Marshall introduced Ms. Tenney to offer recommendations for revising the Misdemeanor Domestic Violence Protocol Model.

Ms. Tenney reported that an extensive review of the MAG Misdemeanor Domestic Violence Protocol Model has resulted in recommendations for potential revisions. These recommendations were developed on the basis of insights gleaned from professional affinity groups with law enforcement, prosecutors, victim advocates, and victims of domestic violence. She noted this information was presented to the Leadership Affinity Group and Protocol Evaluation Project Partners. The information gathered was compiled into two documents to illustrate the recommended revisions to the protocol model. These materials were sent out for prior review and available in the meeting materials.

Ms. Tenney provided an overview of the two documents. She reported the first document was developed using the protocol model's format. Ms. Tenney noted the protocols highlighted in yellow indicate they aligned with topic areas coming out of the affinity and focus group discussions. In addition, suggested changes, additions, and/or deletions to the protocols are shown in red text. Ms. Tenney reported the second document provides an overview of the comments that aligned with a specific protocol highlighted in yellow.

Mr. Belatti asked if the suggested changes were those highlighted in yellow. Ms. Tenney clarified the yellow does not signify a change but indicates a protocol is addressing a comment or concern coming out of discussions with the affinity groups and/or the focus groups with victims of domestic violence. She noted the red text represents a change or addition to the original protocols.

Ms. Tenney read over the proposed recommendations for revisions to the protocol model. She reviewed the recommendations page by page and sought input, suggestions, and comments from the Council. The proposed recommendations are listed below with related comments.

In Section A: Initial Response:

- Protocol #3 – Add a second sentence to read “Information should include whether an order of protection applies to the situation.” No comments made.
- Protocol #5 – Add a second sentence to read “Officer should adopt a neutral approach to the situation regardless of who appears to be a fault, if possible and appropriate.” Ms. Phillips made the recommendation to correct “a fault” to “at fault.”
- Protocol #9 – Add to the end of the second sentence “if warranted and advisable.” Discussion ensued about forcing entry for a welfare check. Chair Marshall noted the recommended change provides the officer with discretion as to whether forced entry is necessary.
- Protocol #12 – Change “shall” to “should.” Ms. Guild asked for clarification on the proposed change. Chair Marshall noted that advising the victim of their rights is mandatory but the statute does not require both verbal and written notification. Ms. Potts commented the current language indicates officers should advise

victims using both methods. Mr. Blackburn noted leaving the language as “shall” makes it more stringent than statutorily required. The suggestions were made to accept the change from “shall” to “should,” remove the parentheses around “verbally and in writing,” and add “both” in front of “verbally.” Chair Marshall stated the protocol is restating statutory requirement and recommended removing the statutory language. Mr. Belatti agreed and stated the protocol should only be the first sentence. Ms. Tenney commented the language in this protocol was drafted with the assistance of Mr. Steve Twist. There was consensus to keep the first sentence and remove the rest of the current language in the protocol.

- Add another protocol to the section to read “Officers should access translators (i.e., Language Line) as needed to communicate with individuals on scene.”

Mr. Belatti asked for clarification about who had been involved in developing the list of recommended changes to the protocol model. Ms. Tenney replied the list was created from input and feedback received from the MAG Regional Domestic Violence Council, the Protocol Evaluation Project Partners (partners who signed onto the STOP Grant Memorandum of Understanding), and the Leadership Affinity Group. She noted the Leadership Group includes the Arizona Criminal Justice Commission, Arizona Coalition Against Domestic Violence, Arizona Association of Chiefs of Police, Arizona Prosecuting Attorney’s Advisory Council, and others

In Section B: On-Scene Assistance to Victims:

- Protocol #14a. – Add text to the end of the sentence to read “(i.e., emergency order of protection).” No comments made.
- Protocol #14b. – The recommendation was made to revise this protocol to read “Provide information, resource materials, and phone numbers for accessing domestic violence assistance, including help locating lodging per ARS 13-3601 (J)(3).”
- Protocol #14f. – Add text to the end of the sentence to read “and whether an order of protection applies.” The recommendation was made to revise the proposed text to read “whether an order of protection was served.”
- Add Protocol #14i. – “Officers should provide victims with standardized resource materials.” Chair Marshall asked for clarification on what was intended by “standardized” resources. Ms. Tenney noted this recommendation came out of comments from victims of domestic violence who indicated they did not receive resource materials on scene. Kristin Scharlau, City of Tempe Care 7, advised her agency has resource materials listed on the back of the Victims Rights sheet. She considers this “standardized” but only to her agency. Leah Meyers, Governor’s Office for Children, Youth and Families, commented the statute cited in #14b requires each law enforcement agency to provide their phone number. This would make it difficult to have one set of standardized resources for all law enforcement agencies. It was noted that many law enforcement agencies already provide these types of resources using varying methods. Mr. Belatti suggested eliminating #14i and amending #14b to include resource materials.

In Section C: On-Scene Investigation:

- Protocol #15b – Remove “occupants and”. Chair Marshall commented she had previously made this suggestion as witnesses would include any occupants.
- Add Protocol #15i. – “Officers should be aware of their words and actions so as not to communicate blame or disbelief of victim. The question was raised as to whether this addition was redundant to the language added in Section A, Protocol #5. Ms. St. Peter suggested removing Protocol #15i. Mr. Blackburn commented on the intent of this recommendation from victim input. There are situations where the officer talks with the suspect and sounds more empathetic to the suspect. This is a technique used by law enforcement to get more information. He noted the importance of not having the victim overhear these conversations. The group agreed to remove Protocol #15i.
- Protocol #16d. – Remove “daily.” No comments made.

In Section D: Arrest Decision:

- Protocol 22b. – Remove “Temporarily”. Chair Marshall noted this is another protocol that lists statutory mandate and questioned whether this is necessary. Mr. Blackburn commented that it may not be needed but may help in reminding officers about the proper actions around domestic violence and firearms. Ms. Tenney noted there were numerous comments made from victims about not removing firearms. Chair Marshall commented the statutory requirement is to seize firearms and the aspiration of the protocols is to remind officers to ask about firearms. Ms. St. Peter asked for clarification about the language to use in the protocol to determine the presence of firearms and whether it should be specific to firearms in the “home” or “having access to firearms.” Sgt. Marc Rivers, City of Phoenix Police Department, stated a suspect may have access to firearms in another residence but police would not be able to remove another person’s firearms. Mr. Blackburn commented it should be the officer’s discretion to inquire about the presence of firearms in the home or having access to firearms. Further discussion ensued. There was consensus to rewrite Protocol 22b. to read “Ask questions to determine the presence of firearms in the home or if the suspect has access to firearms.”

In Section E: Complete Reports:

- Protocol #26 – Add second sentence to read “The officer shall submit a finalized, viewable report prior to the end of shift.” There was discussion about whether this was a realistic recommendation. Mr. Blackburn suggested rewording the protocol to read “The officers should submit a reviewable report prior to the end of shift.” He commented this change covers the intent behind the recommended addition, which is having access to the information in the report. Ms. George commented that the discussion surrounding this recommendation intended to address in custody situations. She suggested this language should not be included with Protocol #26. Suggestions were made to make the language a separate protocol or combine it with Protocol #23. There was consensus of the group to move it to Protocol #23l.

Ms. Tenney reviewed the changes and Chair Marshall sought a motion to approve revisions to the MAG Misdemeanor Domestic Violence Protocol Model. Mr. Blackburn made a motion as amended. Ms. Youngblood asked for clarification on whether Protocol #22b will still say the officer should seize firearms. Chair Marshall replied seizing firearms is a statutory requirement and officers know they need to do so. This protocol is suggesting the officers ask about firearms from the beginning. Mr. Belatti seconded. The motion passed.

7. Committee Meeting Calendar and Evaluation

Ms. Tenney lead the Committee in an evaluation exercise of the work completed to date, identifying new strategies to address any areas of change and reviewing the proposed 2013 meeting calendar. She sought input from the Council on topics to consider as part of the Council's work in the coming year.

Kerry Ramella, City of Phoenix Fire Department, suggested providing on-line training. She noted this may be more beneficial to people who are unable to attend in-person trainings like the Protocol Evaluation Project training event. Ms. Tenney commented providing more access to trainings online was identified as a need for victim advocates. She noted MAG staff is in conversations with the Arizona Coalition Against Domestic Violence about possible changes in training delivery methods.

Connie Phillips, Sojourner Center, spoke of the changes taking place for domestic violence and homeless shelter providers, primarily through the Department of Housing and Urban Development (HUD). She suggested re-conducting a study of the need for domestic violence shelter beds. It was noted Arizona State University's Morrison Institute is working with the Arizona Coalition Against Domestic Violence on a shelter study. Ms. Phillips replied their study is focused on serving victims who do not use shelter services. She is interested in those who are using shelter.

Ms. St. Peter commented the original study advocated for 350 more shelter beds. The study went to the Governor's Office and was useful in acquiring more shelter beds to fulfill the need. She advised conducting a similar study may find that there is a decrease in the need for shelter beds. If we are going to ask this question, we need to be prepared for an answer that may not be what we want to hear. Ms. Phillips stated changes are already happening in how domestic violence work is done and proposed it is time to explore what this means for the region.

Patricia Klahr, Chrysalis, agreed she would be interested in discussing the possibilities before deciding to take action through a study. Ms. Phillips proposed exploring the possibility and need for a study. She added she is receiving many questions about how many shelter beds are needed and the importance of being good stewards of the limited resources available. There was discussion about victims who are difficult to serve, shelter rules and eligibility issues. Ms. Guild, Ms. Klahr and Celeste Adams, Save the Family, stated they would be interested in being part of this discussion. Chair Marshall commented on forming a work group.

Ms. Guild noted the importance of making sure the Council does not take on a study if it overlaps with the work of the ASU Morrison Institute. She commented on the need to avoid duplicating efforts. Ms. St. Peter advised that if this work is identified as something similar, the Council can coordinate with other efforts.

Ms. Ramella proposed inviting a representative from Community Bridges to be a part of the work group. She noted Community Bridge's work with the homeless population. Ms. St. Peter stated it may be helpful to bring in the agency to provide a presentation about their work to the Council.

Ms. Potts proposed addressing a resource allocation issue that is impacting municipalities' ability to implement some of the protocols in the misdemeanor model. She spoke about city personnel being unable to get tapes from county jails and being told it cannot be done because they do not have the staff to copy the tapes. Ms. Potts proposed researching how to assist with the resource issue so the tapes can be obtained for prosecutions across the region. Ms. George commented the City of Phoenix has developed a relationship with staff in the Maricopa County Sheriff's Office, which has assisted in obtaining the tapes; however, many other cities are still not receiving them.

Councilmember Sheri Lauritano, City of Goodyear, proposed exploring how to engage victims within the Hispanic community to help in calming the fears of reporting abuse to police and misinformation, especially in the wake of SB 1070. She spoke of the need to encourage them to report abuse and assist with prosecution. Councilmember Lauritano noted there was talk in the past of running tapes at the Mexican Consulate to inform people about victims' rights and tell them there is help available.

Chair Marshall asked Council members for any recommended changes to the 2013 MAG Regional Domestic Violence Council meeting calendar. Ms. Potts noted the Arizona Prosecuting Attorney's Advisory Council conference may conflict with the August 1, 2013 meeting. Ms. Tenney stated the August meeting can be rescheduled if it is confirmed to be an issue.

Chair Marshall asked for a motion to approve potential topics to include in the Council's work in 2013 as well as the 2013 MAG Regional Domestic Violence Council meeting calendar. A motion was made by Ms. Phillips. Alice Ghareib, Area Agency on Aging, seconded. The motion was passed.

8. Arizona Coalition Against Domestic Violence

Chair Marshall invited Jessye Johnson, Arizona Coalition Against Domestic Violence, to provide an overview of domestic violence awareness month and Coalition activities. Ms. St. Peter noted Ms. Johnson apologized for having to leave the meeting prior to her presentation. Ms. Johnson requested to present at the next Council meeting and noted materials are available in the access room.

Agenda items #9-11 were not covered due to the loss of quorum.

9. Success Stories

10. Request for Future Agenda Items

11. Comments from the Council:

12. Adjourn:

Chair Marshall thanked everyone for their attendance. The meeting adjourned at 3:30 p.m. due to the loss of quorum.