

State of Arizona  
House of Representatives  
Forty-fifth Legislature  
First Regular Session  
2001

CHAPTER 358

# HOUSE BILL 2439

AN ACT

AMENDING LAWS 2000, CHAPTER 122, SECTIONS 1 AND 3; MAKING APPROPRIATIONS;  
RELATING TO DOMESTIC VIOLENCE.

(TEXT OF BILL BEGINS ON NEXT PAGE)



1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Laws 2000, chapter 122, section 1 is amended to read:

3 Section 1. Domestic violence and sexual assault state plan task  
4 force

5 A. A domestic violence and sexual assault state plan task force is  
6 established consisting of the following members or their designees who have  
7 knowledge of domestic violence and sexual assault issues:

8 1. Two members of the senate from different political parties. The  
9 president of the senate shall appoint the members and designate one of the  
10 members as the cochairperson.

11 2. Two members of the house of representatives from different  
12 political parties. The speaker of the house of representatives shall appoint  
13 the members and designate one of the members as the cochairperson.

14 3. The director of the office for domestic violence prevention.

15 4. A representative from a coalition of domestic violence service  
16 providers appointed by the governor.

17 5. A representative from a provider of domestic violence shelter  
18 services appointed by the president of the senate.

19 6. A representative from a provider of sexual assault services  
20 appointed by the speaker of the house of representatives.

21 7. A REPRESENTATIVE OF THE SEXUAL ASSAULT MEDICAL COMMUNITY APPOINTED  
22 BY THE GOVERNOR.

23 ~~7.~~ 8. A representative from the governor's commission on violence  
24 against women.

25 ~~8.~~ 9. A representative from the law enforcement community appointed  
26 by the president of the senate.

27 ~~9.~~ 10. Two county attorneys, one from a county with a population of  
28 fewer than one million two hundred thousand persons appointed by the speaker  
29 of the house of representatives and one from a county with a population of  
30 one million two hundred thousand or more persons appointed by the president  
31 of the senate.

32 11. TWO CITY PROSECUTORS, ONE FROM A CITY OR TOWN WITH A POPULATION  
33 OF FEWER THAN ONE MILLION TWO HUNDRED THOUSAND PERSONS APPOINTED BY THE  
34 SPEAKER OF THE HOUSE OF REPRESENTATIVES AND ONE FROM A CITY OR TOWN WITH A  
35 POPULATION OF ONE MILLION TWO HUNDRED THOUSAND OR MORE PERSONS APPOINTED BY  
36 THE PRESIDENT OF THE SENATE.

37 ~~10.~~ 12. A representative from a victim's rights organization appointed  
38 by the speaker of the house of representatives.

39 ~~11.~~ 13. The director of the department of economic security.

40 ~~12.~~ 14. The director of the administrative offices of the court.

41 ~~13.~~ 15. The director of the department of commerce.

42 ~~14.~~ 16. The director of the department of health services.

43 ~~15.~~ 17. The attorney general.

44 ~~16.~~ 18. The director of the department of public safety.

- 1        ~~17.~~ 19. The director of the Arizona criminal justice commission.  
2        B. The task force shall develop a consolidated state plan to ensure  
3 coordinated and efficient use of resources to address domestic violence and  
4 ~~sexual assault~~ prevention, prosecution and supportive services to victims.  
5 THE TASK FORCE ALSO SHALL DEVELOP A CONSOLIDATED STATE PLAN TO ENSURE  
6 COORDINATED AND EFFICIENT USE OF RESOURCES TO ADDRESS SEXUAL ASSAULT  
7 PREVENTION, PROSECUTION AND SUPPORTIVE SERVICES TO VICTIMS. The EACH plan  
8 shall include:
- 9        1. Outcome goals.
  - 10       2. Identification and prioritization of needs.
  - 11       3. Identification of resources available.
  - 12       4. Gaps in services and resources.
  - 13       5. Methods to ensure coordination and collaboration among state  
14 agencies and between state agencies and community based organizations.
  - 15       6. Efficiency and effectiveness indicators.
  - 16       7. A performance based evaluation process for current and potential  
17 services.
  - 18       8. Review of the funding allocation methodology developed by the  
19 department of economic security for the domestic violence shelter program.
- 20       C. IN ADDITION TO THE REQUIREMENTS OF SUBSECTION B, EACH PLAN SHALL  
21 INCLUDE:
- 22       1. A STATEWIDE POLICY ON THE SUBJECT OF THE PLAN.
  - 23       2. A PROCESS TO EVALUATE THE SYSTEMIC RESPONSE SYSTEM. THE SYSTEMIC  
24 RESPONSE SYSTEM INCLUDES LAW ENFORCEMENT, PROSECUTION, COURTS, CIVIL LEGAL  
25 SERVICES, HOSPITALS, PHYSICIANS, EMERGENCY MEDICAL SERVICES, DOMESTIC  
26 VIOLENCE SHELTERS AND PROGRAMS RELATING TO THE SUBJECT OF THE PLAN.
  - 27       3. AN ANALYSIS OF IMPACTS ON TRIBAL NATIONS, RURAL ARIZONA AND MEMBERS  
28 OF TRADITIONALLY UNSERVED AND UNDERSERVED POPULATIONS. FOR PURPOSES OF THIS  
29 PARAGRAPH, "UNDERSERVED POPULATIONS" INCLUDES POPULATIONS UNDERSERVED BECAUSE  
30 OF GEOGRAPHIC LOCATION OR SPECIAL NEEDS SUCH AS LANGUAGE BARRIERS OR PHYSICAL  
31 DISABILITIES AND UNDERSERVED RACIAL OR ETHNIC POPULATIONS.
  - 32       4. A MECHANISM TO FACILITATE AN EVALUATION OF THE POLICY, SYSTEMS AND  
33 SERVICES RELATED TO THE SUBJECT OF THE PLAN.
- 34       D. EACH PLANNING PROCESS SHALL INCLUDE THE FOLLOWING:
- 35       1. STATEWIDE PUBLIC HEARINGS.
  - 36       2. FACILITATION OF FOCUS GROUPS, INCLUDING VICTIMS AND MEMBERS OF THE  
37 SYSTEMIC RESPONSE SYSTEM. THE FOCUS GROUPS SHALL BE CONDUCTED IN RURAL,  
38 URBAN AND TRIBAL AREAS.
  - 39       3. COMPREHENSIVE RESEARCH REGARDING BEST PRACTICES, SYSTEM EVALUATION  
40 AND FUNDING METHODS.
  - 41       4. THE REVIEW AND INCORPORATION OF EXISTING PLANS.
  - 42       5. RECOMMENDATIONS FOR A STANDARDIZED METHOD OF COLLECTION OF  
43 STATISTICAL DATA FROM THE SYSTEMIC RESPONSE SYSTEM.

1           ~~C.~~ E. The task force shall submit ~~the state plan~~ ITS PLANS and a  
2 report of ITS findings and recommendations to the president of the senate,  
3 the speaker of the house of representatives and the governor on or before  
4 ~~December 1, 2000~~ DECEMBER 31, 2002. The task force shall provide a copy of  
5 ~~the state plan~~ ITS PLANS and ITS report to the secretary of state and the  
6 director of the ~~department of~~ ARIZONA STATE library, archives and public  
7 records.

8           ~~D.~~ F. Members of the task force are not eligible to receive  
9 compensation, but public members are eligible for reimbursement of expenses  
10 pursuant to title 38, chapter 4, article 2, Arizona Revised Statutes.

11           Sec. 2. Appropriations; purposes; exemption

12           A. The sum of \$500,000 is appropriated from the state general fund in  
13 each of the fiscal years 2001-2002 and 2002-2003 to the department of  
14 economic security community services administration for existing, emerging  
15 and expanding emergency residential, transitional and legal programs for  
16 domestic violence victims and their children.

17           B. The department of economic security community services  
18 administration, after full consultation with a statewide coalition against  
19 domestic violence, shall establish program priorities for the monies.

20           C. Of the total appropriation, \$300,000 shall be used each fiscal year  
21 to provide emergency residential shelter and related services for the safety  
22 and protection of domestic violence victims and their children following the  
23 requirements in sections 36-3004, 36-3005 and 36-3006, Arizona Revised  
24 Statutes.

25           D. Of the total appropriation, \$200,000 shall be used each fiscal year  
26 to fund civil legal assistance for domestic violence victims.

27           E. The appropriations made in subsection A of this section are exempt  
28 from the provisions of section 35-190, Arizona Revised Statutes, relating to  
29 lapsing of appropriations.

30           Sec. 3. Laws 2000, chapter 122, section 3 is amended to read:

31           Sec. 3. Delayed repeal

32           This act is repealed from and after ~~June 30, 2001~~ JULY 31, 2003.

APPROVED BY THE GOVERNOR MAY 7, 2001.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 7, 2001.

Passed the House March 14, 2001,

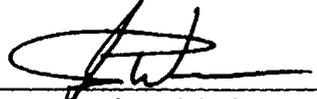
Passed the Senate April 27, 2001,

by the following vote: 48 Ayes,

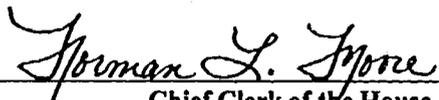
by the following vote: 27 Ayes,

5 Nays, 7 Not Voting

2 Nays, 1 Not Voting

  
Speaker of the House

  
President of the Senate

  
Chief Clerk of the House

  
Asst. Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF GOVERNOR

This Bill was received by the Governor this  
\_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_,

at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

\_\_\_\_\_  
Secretary to the Governor

Approved this \_\_\_\_\_ day of

\_\_\_\_\_, 20\_\_\_\_,

at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

\_\_\_\_\_  
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State  
this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_,

at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

\_\_\_\_\_  
Secretary of State

H.B. 2439

HOUSE CONCURS IN SENATE  
AMENDMENTS AND FINAL PASSAGE

May 01, 2001,

by the following vote: 43 Ayes,

11 Nays, 6 Not Voting

[Signature]  
Speaker of the House  
Norman L. Moore  
Chief Clerk of the House

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF GOVERNOR

This Bill was received by the Governor this

1 day of May, 2001,

at 3:35 o'clock P M.

[Signature]  
Secretary to the Governor

Approved this 7 day of

May, 2001,

at 2:49 o'clock P M.

[Signature]  
Governor of Arizona

H.B. 2439

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 7 day of May, 2001,

at 5:00 o'clock P M.

[Signature]  
Secretary of State