

Senate Engrossed

State of Arizona
Senate
Fifty-second Legislature
Second Regular Session
2016

FILED
MICHELE REAGAN
SECRETARY OF STATE

CHAPTER 24

SENATE BILL 1210

AN ACT

AMENDING SECTION 41-2402, ARIZONA REVISED STATUTES; RELATING TO THE ARIZONA
CRIMINAL JUSTICE COMMISSION.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 41-2402, Arizona Revised Statutes, is amended to
3 read:

4 41-2402. Drug and gang enforcement account; resource center
5 fund

6 A. ~~A~~ THE drug and gang enforcement account is established within the
7 criminal justice enhancement fund consisting of monies appropriated to the
8 account by the legislature and any other monies available from other sources,
9 public or private, to be used for the purpose of enhancing efforts to deter,
10 investigate, prosecute, adjudicate and punish drug offenders and members of
11 criminal street gangs as defined in section 13-105.

12 B. The Arizona criminal justice commission shall distribute monies
13 from the drug and gang enforcement account in the following manner:

14 1. Up to fifty ~~per cent~~ PERCENT to fund law enforcement agencies
15 approved by the commission to enhance both:

16 (a) The investigation of drug and gang offenses and related criminal
17 activity.

18 (b) Drug and gang education and prevention programs.

19 2. Up to fifty ~~per cent~~ PERCENT to fund programs and agencies approved
20 by the commission to enhance the state, county, city or town prosecution of
21 drug and gang offenses and related criminal activity.

22 3. Up to thirty ~~per cent~~ PERCENT to fund programs and agencies
23 approved by the commission for the purpose of enhancing the ability of the
24 courts to process drug and gang offenses and related criminal cases, either
25 through the appointment of judges pro tempore or the establishment of
26 additional divisions of the courts only for the purposes of this section,
27 enhancing defense and probation services, including treatment, and funding
28 the drug testing program.

29 4. Up to thirty ~~per cent~~ PERCENT to fund programs by county sheriffs
30 and the state department of corrections, as approved by the commission, to
31 enhance drug offender treatment programs and the jail operations and
32 facilities available to detain and incarcerate drug offenders and members of
33 criminal street gangs as defined in section 13-105.

34 5. Up to thirty ~~per cent~~ PERCENT to fund programs and agencies, as
35 approved by the commission, to enhance the integration of criminal justice
36 records relating to drug and gang offenders and their related criminal
37 activity.

38 C. Any state agency that receives monies allocated from this account
39 shall not include ~~such~~ THE monies as part of its continuation budget base for
40 the purpose of requesting appropriations for the following fiscal year.

41 D. All the monies allocated from this account shall be dedicated
42 solely to the purpose of enhancing efforts to deter, investigate, prosecute,
43 adjudicate and punish drug and gang and related criminal offenders, except
44 those monies allocated pursuant to subsection G of this section.

1 E. Notwithstanding the limitations prescribed in subsection B of this
2 section, any federal monies or matching state monies in the drug and gang
3 enforcement account may only be allocated by the commission pursuant to a
4 plan approved by the federal government.

5 F. The auditor general shall annually perform a full and complete
6 audit of the fund or the commission shall annually contract with an
7 accounting firm to perform the audit and deliver a report to the governor and
8 the legislature. The audit shall be charged to the drug and gang enforcement
9 account.

10 G. ~~A~~ THE resource center fund is established consisting of monies
11 received pursuant to section 12-284.03, subsection A, paragraph 1 and section
12 41-178 and all monies received from public or private gifts, grants or other
13 sources, excluding federal monies and monies to be passed through to other
14 entities, to be used solely for the purpose of funding the Arizona youth
15 survey AND ARIZONA STATISTICAL ANALYSIS CENTER. Monies in the fund are
16 subject to legislative appropriation. Any monies unexpended or unencumbered
17 on June 30 of each year shall not be subsequently expended or encumbered
18 unless reappropriated. ~~No~~ Monies in the drug and gang enforcement account
19 except those received pursuant to this subsection shall NOT be used to fund
20 the Arizona youth survey. ~~Monies that are expended pursuant to this~~
21 ~~subsection are subject to the reporting requirements prescribed in section~~
22 ~~41-617.01.~~

APPROVED BY THE GOVERNOR MARCH 14, 2016.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MARCH 15, 2016.

Passed the House March 10, 2016,

Passed the Senate February 18, 2016,

by the following vote: 58 Ayes,

by the following vote: 27 Ayes,

0 Nays, 2 Not Voting

2 Nays, 1 Not Voting


Speaker of the House
Pro Tempore


President of the Senate

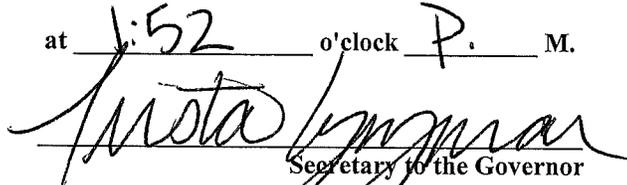

Chief Clerk of the House


Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this
14th day of March, 2016,

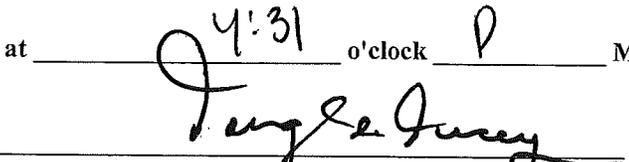
at 1:52 o'clock P. M.


Secretary to the Governor

Approved this 14th day of

March, 2016,

at 4:31 o'clock P. M.

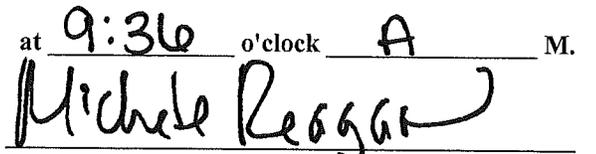

Governor of Arizona

S.B. 1210

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State
this 15 day of March, 2016,

at 9:36 o'clock A. M.


Secretary of State