

Community Organization Application for Funding Assistance from Pima County Anti-Racketeering Funds  
Homicide Survivors, Inc.

Meditation, breathwork, and the physical practice of yoga allows survivors to explore movement, breath, and self awareness to work through trauma in a non-traditional way. The sessions are held at a local yoga studio located in downtown Tucson. So far, survivors have expressed "Healing through Yoga" to be extremely beneficial to them during their healing process. HSI hopes to use additional funding to add an additional class in a central location for survivors who are unable to travel downtown. HSI also plans to start facilitating Spanish-speaking yoga classes for survivors who do not speak English or feel more comfortable in their native language.

Providing funding for the continued offering of these programs benefits our survivors and community as a whole in a variety of ways.

- When survivors feel supported, they feel less isolated within their community;
- Many survivors are unable to afford a non-traditional and highly effective therapy such as equine and trauma-informed yoga, and HSI is able to offer this to them;
- Survivors are provided mechanisms to live in a healthier and happier way;
- Survivors who have cases that are going through the criminal justice system and attend these programs have an emotional outlet and are more likely to be involved and cooperative throughout the process.

***Specifically, what law enforcement effort, policy and/or initiative of this agency does this program support in this community?***

Homicide Survivors Inc. works directly with the law enforcement community from investigation through prosecution, and post-adjudication to identify and offer support to survivors. Advocates work cooperatively and collaboratively with detectives, prosecutors, legal staff and victim advocates to help ensure that survivors' crime victims' rights are protected and that they feel engaged and supported in the criminal justice process. The supportive programming offered at HSI supports and builds upon the work of the Pima County Attorney's Office, ensuring that despite the outcome of criminal cases, that survivors receive the best support available to them.

***Describe in detail how this program is supportive of and consistent with this law enforcement agency's efforts, policies, and/or initiatives in the community. What elements of the program specifically enhance or extend the efforts of law enforcement in the community, and how does the program do this?***

Homicide Survivors, Inc. enhances and extends the efforts of the Pima County Attorney's Office. By becoming involved in survivors' lives early on, HSI indirectly supports the efforts of the prosecution of a case. For example, in unsolved cases, advocates can connect survivors to

88-Crime and assist families with the logistics of the program. For cases where an arrest is made, advocates can act as a buffer between survivors and law enforcement and/or prosecution, answering questions and providing consistent emotional support at times when survivors need it most. For survivors, their experience with the criminal justice system doesn't exist between 8am and 5pm, Monday through Friday. They live with and think about the homicide and the ensuing criminal justice process at every moment. Homicide Survivors advocates are able to provide that support in a way that no other organization can by offering weekly after hours support groups, therapeutic programs and various memorial events.

The law enforcement agency's job is to investigate and successfully prosecute a case. The citizens of Pima County are fortunate to have very dedicated criminal justice professionals who are sensitive to the needs of the survivors but sometimes their jobs simply don't allow them to focus entirely on the survivor. The only job of advocates at HSI is to be supportive of that survivor; to listen for as long as it takes to hear concerns, worries and fears. Having this extra support can take some of the burden from the law enforcement agency allowing the agents to keep a greater focus on their job at hand. The programming offered allows advocates to ensure that survivors are prepared for the emotional roller coaster that is the criminal justice system and to come up with additional coping skills. Additionally, when survivors feel heard and supported they are more likely to participate cooperatively with law enforcement at the various stages. Homicide Survivors advocates are also able to pick up where the criminal justice system leaves off. HSI can continue to have contact with and be supportive of survivors for as many years as they are in need while they continue their healing. Both traditional and non-traditional support groups, trauma-informed yoga and equine therapy programs are perfect examples of this continued care that is available to survivors.

***As specifically as possible, please indicate how the funds requested will be used by this program.***

HSI is requesting a total of \$15,000 to fund a portion of our alternative therapy programs, including Healing through Yoga, which will allow HSI to expand to reach underserved portions of our population. Materials will be purchased to include reading materials, audio/visual materials and craft materials for adult and child participants to utilize in peer-facilitated support groups. Funding will also be utilized for renting an appropriate, welcoming space for multiple groups to function at the same time.

\$5000 of the requested amount will go to fund the equine therapy program. Each four-session program costs \$3000 (approximately \$750 per survivor). HSI has received limited funding through VOCA to supplement this program but must fund the remaining amount via individual donations or community grants. An award of \$5,000 would help to ensure that HSI is able to offer at least two additional programs of equine therapy this coming year.

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Homicide Survivors, Inc.

| Expense                                      |  |  | FY 19 HSI<br>Budget | VOCA<br>Budget           | Requesting<br>(RICO) |
|--|--|--|---------------------|--------------------------|----------------------|
| Support Group Meeting Space                  |  |  | \$2,500             | \$0                      | \$2,500              |
| Support Group Materials                      |  |  | \$900               | \$0                      | \$900                |
| Equine Therapy Facilitator                   |  |  | \$3,656             | \$3,656                  | \$3,000              |
| Equine Therapy Certified Yoga<br>Facilitator |  |  | \$4,800             | \$0                      | \$4,800              |
| Yoga Facility Rent                           |  |  | \$1,800             | \$0                      | \$1,800              |
|  |  |  |                     | <b>Total<br/>Request</b> | <b>\$15,000</b>      |






## Pima County Attorney's Office

### MEMORANDUM

TO: David Smutzer, Legal Administrator

FROM: Andrew L. Flagg, Chief Civil Deputy 

DATE: 12/4/19

RE: Approval of purpose/use of distribution of Pima County Attorney anti-racketeering funds under state law

I have reviewed the attached 12/3/19 request for approval of the purpose/use of funds held by the Pima County Attorney in its state sub-account of the Pima County Attorney's Anti-Racketeering Revolving Fund. The request is APPROVED for the reason that the description of the purpose/use appears consistent with the following purpose(s)/use(s) by state law:

- ☐ Funding a gang prevention program. A.R.S. § 13-2314.03(F).
- ☐ Funding a substance abuse education program. A.R.S. § 13-2314.03(F).
- ☐ Funding a program that provides assistance to victims of a criminal offense that is listed in A.R.S. §13-2301. A.R.S. § 13-2314.03(F).
- ☐ Funding for witness protection pursuant to A.R.S. § 11-536. A.R.S. § 13-2314.03(F).
- ☐ Funding the investigation and prosecution of any offense included in the definition of racketeering in A.R.S. §§ 13-2301(D)(4) or 13-2312, including civil enforcement. A.R.S. § 13-2314.03(F).
- ☒ Funding for a purpose permitted by federal law relating to the disposition of any property transferred to a law enforcement agency. A.R.S. § 13-2314.03(F). Reference: USDOJ/Treasury *Guide to Equitable Sharing for State, Local, and Tribal Law Enforcement Agencies*, (July 2018) (*Guide*), specifically subsec(s) 1(k).
- ☒ These monies will provide support of a community-based program (*see the Guide*, section V.B.1.k. (July 2018)). The *Certification by Community Organization Applicant and Community Organization Application for Funding Assistance from Pima County Anti-Racketeering Funds* is attached.
- ☐ Funding to pay the costs of the reports and application and expenditure reviews and approvals required by A.R.S. § 13-2314.03. A.R.S. § 13-2314.03(F).

- ☐ Funds to pay expenses necessary to seize, detain, appraise inventory, protect, maintain, preserve the availability of, advertise or sell property that is subject to forfeiture; or any other necessary expenses incident to the seizure, detention, preservation or forfeiture of the property. A.R.S. § 13-4315(C)(1).
- ☐ Funding to pay awards for information or assistance which led to a civil or criminal proceeding under the Criminal Code. A.R.S. § 13-4315(C)(2).
- ☐ Funding to compromise and pay claims against forfeited property. A.R.S. § 13-4315(A)(5).

Notes/Special Instructions:

State funds; Flowing Wells High School Grad Night




## Pima County Attorney's Office

### MEMORANDUM

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TO: Andrew Flagg, Chief Civil Deputy

FROM: David Smutzer, Legal Administrator 

DATE: December 3, 2019

RE: Request for approval of purpose/use of distribution of Pima County Attorney anti-racketeering funds

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Please review this description of purpose/use of funds held by the Pima County Attorney in the Pima County Attorney's Anti-Racketeering Revolving Fund.

Agency/Entity To Be Paid:

1. Project Graduation for Ironwood Ridge HS, Canyon Del Oro HS, Amphitheater HS.
2. University HS Graduation Night
3. Flowing Wells HS Graduation Night
4. Southern Arizona Children's Advocacy Center
5. Southern AZ. Law Enforcement Foundation
6. Homicide Survivors, Inc.

Subaccount: Treasury \_\_\_\_ Justice \_\_\_\_ State x \_\_\_\_

Recurring distribution: \_\_\_\_

#### **DESCRIPTION OF PURPOSE/USE OF DISTRIBUTION**

Attached please find a Community Organization Application for Funding Assistance from Pima County Anti-Racketeering Funds for: 1. Project Graduation for Ironwood Ridge HS, Canyon Del Oro HS, Amphitheater HS., 2. University HS Graduation Night, 3. Flowing Wells HS Graduation Night, 4. Southern Arizona Children's Advocacy Center, 5. Southern AZ. Law Enforcement Foundation

**COMMUNITY ORGANIZATION APPLICATION  
FOR FUNDING ASSISTANCE FROM PIMA COUNTY ANTI-RACKETEERING FUNDS**

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Community Organization Flowing Wells High School Grad Night  
Executive Director/Agency Head Marie L. Daily  
Law Enforcement Agency Pima County Attorneys office  
Date 11-15-2019 Amount requested \$5,000.<sup>00</sup>

The Pima County Anti-Racketeering Revolving Fund has been created by forfeiture of property that constituted the proceeds of crime or that was used or intended to be used to commit crime. Use of the funds is restricted to law enforcement purposes, however transfers to community-based programs, whose missions are supportive of and consistent with a law enforcement effort, policy, or initiative are permitted.

**NOTE:** A program may benefit the community generally, but still not qualify for Pima County Anti-Racketeering Revolving Fund funds. To qualify, a program must specifically involve law enforcement personnel or otherwise include specific content which extends or enhances the efforts of law enforcement in the community, such as assisting victims of crime, preventing crime including by providing programs for at-risk youth, deterring crime, rehabilitation of offenders, emergency response by law enforcement, protecting people and property from crime, reducing the effects of crime, etc.

Describe the community-based program for which funds are being sought and how the program benefits the community:

The Grad Night Committee at Flowing Wells High School is an all-volunteer committee providing a safe, substance-free, and fun venue for our graduates on the evening of their graduation. This is year 13 for our district. Grad Night was established to provide students with a place to celebrate their accomplishment without the risk of endangering themselves at a celebration that may get out of hand with drugs, alcohol, or unwanted guests and other situations.

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Specifically, what law enforcement effort, policy, and/or initiative of this agency does this program support in this community?

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The purpose of Grad Night is to help combat the efforts of law enforcement to decrease crimes related to drugs and alcohol and to protect our community from losing members to a tragedy that could have been prevented by taking proactive measures. Flowing Wells is a high-poverty school district with nearly 70 % of our high school students receiving free- and reduced-lunch. There has been no loss of life in our district on Graduation night in the 12 years since the start of Flowing Wells Grad Night 2007.

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Describe in detail how this program is supportive of and consistent with this law enforcement agency's efforts, policies, and/or initiatives in the community. What elements of the program specifically enhance or extend the efforts of law enforcement in the community, and how does the program do this?

Graduates must register in advance of attending Grad Night. Contact information for parents/guardians is required to attend (even if the student is already 18 years of age). All backpacks, bags, and purses are checked by an adult prior to entering the event. All graduates must check in by 10 pm at which time, the gates are locked. The parents/guardians of the students who pre-register but do not "show up" by 10 pm are called by a designated committee member so the parent/guardian knows their student is not at Grad Night. Graduates receive two wrist bands, one for their wrist, the second for their bag/backpack/purse. All bags are left in a secure, adult supervised area that students may access at any time throughout the event by showing their matching wristband. There is adult supervision both inside and outside the west gym of Flowing Wells High School for the entire evening. Graduates are fed and entertained for eight hours. Students may leave the lock-in celebration before 5 am only when parental contact is made by the designated Grad Night committee member. Students are escorted to their vehicles by an adult and let out the gate.

As specifically as possible, please indicate how the funds requested will be used by this program (that is, to purchase supplies, equipment, and/or services; covering costs of participants or attendees; etc. **Direct cash transfers or gifts are not permitted**):

The funds will be used to purchase supplies, equipment, and/or pay for services, as well as cover the cost of the attendees. Grad Night is themed-based each year. Materials such as wood, paint, props, decorations, food, entertainment, etc... are needed to transform the West Gym of Flowing Wells High School into an interactive, engaging atmosphere that will hold the attention of the graduating seniors from 9 pm until 5 am the next morning.



## CERTIFICATION BY COMMUNITY ORGANIZATION APPLICANT

Applicants for funds must certify in writing the following aspects of its background and compliance with Arizona and federal law and Department of Justice guidelines:

I, the undersigned head of the applicant entity, certify that:

- |   | Yes                                 | No                       |
|---|-------------------------------------|--------------------------|
| A. Applicant is a state, county, or local government department or agency; or applicant is a private, non-profit 501(c)(3) or (4) organization.<br>Tax I.D. Number: <u>27-1280468</u>   | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| B. Applicant is primarily engaged in providing a program that is both community-based and supportive of and consistent with a law enforcement effort, policy, or initiative.  | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| C. Applicant agrees to account separately for all anti-racketeering funds received.   | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| D. Applicant agrees to utilize and apply standard accounting requirements and practices employed under state or local law for recipients of federal, state, or local funds and to provide documentation for any audit that may be performed by a governmental entity authorized to audit the use of such funds. | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| E. Applicant is in compliance with federal civil rights laws.   | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| F. Applicant is in compliance with all other Arizona and federal laws that apply to applicant.  | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| G. No officer, director, trustee, or fiduciary of the applicant has been convicted of a felony offense under federal or state law, or convicted of any drug offense.  | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| H. Applicant agrees not to use funds for personal or political purposes.  | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| I. Applicant agrees that funds will not be used for any purpose that would constitute an improper or illegal use under the laws, rules, regulations, or orders of the state or local jurisdiction in which the applicant is located.  | <input checked="" type="checkbox"/> | <input type="checkbox"/> |

Marie L. Daily  
Print Name of Requesting Agency  
Director

Marie L. Daily  
Signature of Requesting Agency  
Director

I have reviewed the foregoing request, and based on the organization's certifications and the information provided by the organization, the recipient of the funds is a qualified entity and the program for which funds are sought is consistent with and supportive of a law enforcement effort, policy, and/or initiative of this agency. (If the funding is to be from DOJ equitable sharing sources, all additional requirements for use of such funds have also been fulfilled; Treasury funds may not be used for support of community-based programs.)

Barbara Lawall

Print Name of Chief Law Enforcement  
Officer

B. Lawall

Signature of Chief Law Enforcement  
Officer


Date 1/7/20



## Pima County Attorney's Office

### MEMORANDUM

TO: David Smutzer, Legal Administrator

FROM: Andrew L. Flagg, Chief Civil Deputy 

DATE: 2/27/20

RE: Approval of purpose/use of distribution of Pima County Attorney anti-racketeering funds under state law

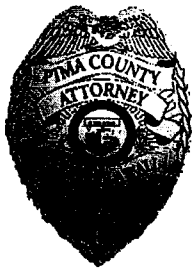
I have reviewed the attached 2/14/20 request for approval of the purpose/use of funds held by the Pima County Attorney in its state sub-account of the Pima County Attorney's Anti-Racketeering Revolving Fund. The request is APPROVED for the reason that the description of the purpose/use appears consistent with the following purpose(s)/use(s) by state law:

- ☐ Funding a gang prevention program. A.R.S. § 13-2314.03(F).
- ☒ Funding a substance abuse education program. A.R.S. § 13-2314.03(F).
- ☒ Funding a program that provides assistance to victims of a criminal offense that is listed in A.R.S. § 13-2301. A.R.S. § 13-2314.03(F).
- ☐ Funding for witness protection pursuant to A.R.S. § 11-536. A.R.S. § 13-2314.03(F).
- ☐ Funding the investigation and prosecution of any offense included in the definition of racketeering in A.R.S. §§ 13-2301(D)(4) or 13-2312, including civil enforcement. A.R.S. § 13-2314.03(F).
- ☒ Funding for a purpose permitted by federal law relating to the disposition of any property transferred to a law enforcement agency. A.R.S. § 13-2314.03(F). Reference: USDOJ/Treasury *Guide to Equitable Sharing for State, Local, and Tribal Law Enforcement Agencies*, (July 2018) (*Guide*), specifically subsec(s) 1(k).
- ☒ These monies will provide support of a community-based program (*see the Guide*, section V.B.1.k. (July 2018)). The *Certification by Community Organization Applicant and Community Organization Application for Funding Assistance from Pima County Anti-Racketeering Funds* is attached.
- ☐ Funding to pay the costs of the reports and application and expenditure reviews and approvals required by A.R.S. § 13-2314.03. A.R.S. § 13-2314.03(F).

- ☐ Funds to pay expenses necessary to seize, detain, appraise inventory, protect, maintain, preserve the availability of, advertise or sell property that is subject to forfeiture; or any other necessary expenses incident to the seizure, detention, preservation or forfeiture of the property. A.R.S. § 13-4315(C)(1).
- ☐ Funding to pay awards for information or assistance which led to a civil or criminal proceeding under the Criminal Code. A.R.S. § 13-4315(C)(2).
- ☐ Funding to compromise and pay claims against forfeited property. A.R.S. § 13-4315(A)(5).

Notes/Special Instructions:


State funds; Mothers Against Drunk Driving (MADD)



**Pima County Attorney's Office**

**MEMORANDUM**

TO: Andrew Flagg, Chief Civil Deputy

FROM: David Smutzer, Legal Administrator 

DATE: February 14, 2020

RE: Request for approval of purpose/use of distribution of Pima County Attorney anti-racketeering funds

Please review this description of purpose/use of funds held by the Pima County Attorney in the Pima County Attorney's Anti-Racketeering Revolving Fund.

Agency/Entity To Be Paid: 1. 88-Crime, Inc.  
2. Mothers Against Drunk Driving (MADD) Arizona  
3. Neighbors for Justice, Inc.  
4. Emerge Center Against Domestic Abuse

Subaccount: Treasury \_\_\_\_ Justice \_\_\_\_ State x

Recurring distribution: \_\_\_\_

**DESCRIPTION OF PURPOSE/USE OF DISTRIBUTION**

Attached please find a Community Organization Application for Funding Assistance from Pima County Anti-Racketeering Funds for: 1.88-Crime, Inc., 2. Mothers Against Drunk Driving (MADD) Arizona, 3. Neighbors for Justice, Inc., 4.Emerge Center Against Domestic Abuse. Each application describes the community benefit and corresponding law enforcement effort, policy and or initiative and amount requested.

Each of the programs have been previously approved.

Please let me know if you have any questions. Thank you.

Attachments

and 6. Homicide Survivors. Each application describes the community benefit and corresponding law enforcement effort, policy and or initiative and amount requested. Each of the programs have been previously approved with the exception of Flowing Wells HS.

Graduation Night. This is there first application.

Please let me know if you have any questions. Thank you.

Attachments



**COMMUNITY ORGANIZATION APPLICATION  
FOR FUNDING ASSISTANCE FROM PIMA COUNTY ANTI-RACKETEERING FUNDS**

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|   |                                  |
|---|----------------------------------|
| Community Organization <u>Mothers Against Drunk Driving (MADD) Arizona</u>    |                                  |
| Executive Director/Agency Head <u>Jason Frazier, State Executive Director</u> |                                  |
| Law Enforcement Agency <u>Pima County Attorney's Office</u>                   |                                  |
| Date <u>01/10/2020</u>  | Amount requested <u>\$10,000</u> |

The Pima County Anti-Racketeering Revolving Fund has been created by forfeiture of property that constituted the proceeds of crime or that was used or intended to be used to commit crime. Use of the funds is restricted to law enforcement purposes, however transfers to community-based programs, whose missions are supportive of and consistent with a law enforcement effort, policy, or initiative are permitted.

**NOTE:** A program may benefit the community generally, but still not qualify for Pima County Anti-Racketeering Revolving Fund funds. To qualify, a program must specifically involve law enforcement personnel or otherwise include specific content which extends or enhances the efforts of law enforcement in the community, such as assisting victims of crime, preventing crime including by providing programs for at-risk youth, deterring crime, rehabilitation of offenders, emergency response by law enforcement, protecting people and property from crime, reducing the effects of crime, etc.

Describe the community-based program for which funds are being sought and how the program benefits the community:

MADD's mission is to end drunk driving, help fight drugged driving, support the victims of these violent crimes and prevent underage drinking. MADD's mission directly benefits the community in support and prevention. MADD assists the victims/survivors of impaired driving crashes. This includes hit-and-runs where there might not be a defendant and in cases where the survivor might not typically be considered a victim in the judicial system. MADD also works on the prevention side to stop impaired driving before it causes death or injury. Assisting both the victim/survivor and working to prevent the criminal act of impaired driving benefits the community as a whole.

Specifically, what law enforcement effort, policy, and/or initiative of this agency does this program support in this community?

MADD supports law enforcement efforts to reducing impaired drivers on our roadways. We work on this through educating youth and parents in hopes of reaching them before there is a crash or other incident involving underage drinking or other drug use.



Describe in detail how this program is supportive of and consistent with this law enforcement agency's efforts, policies, and/or initiatives in the community. What elements of the program specifically enhance or extend the efforts of law enforcement in the community, and how does the program do this?

MADD continues to work hard to prevent underage drinking through education and community awareness programs. Deaths from underage drinking have dropped from 6,000 a year to just about 4,300 a year; but 4,300 deaths a year is still too many! Most parents believe that as long as their teen does not drink and drive – there is no issue with alcohol but the truth is that two out of three underage drinking deaths do not involve a vehicle. Even if no death occurs, teens can get seriously hurt by drinking alcohol. In 2018, 188,000 people under the age of 21 visited an emergency room because of alcohol-related injuries. This number increases when you include marijuana-related injuries into the mix. MADD's **Power of You(th)** and **Power of Parents** programs focus on educating parents and teens on the dangers of underage alcohol and other drug use. Not just impaired driving and riding with someone who is impaired but how a teen's body is changing and maturing. It shows how their brain is developing and how it is more easily damaged by alcohol, and how underage drinking is a biology, not maturity, issue. The Youth Program focuses on making the teen understand the consequences of their choices and how to make better choices for their future. The Parent Program focuses on how parents/caregivers still have a positive influence in how to help mold their teens' decision-making skills. Three out of four teens say their parents are their leading influence on whether they use alcohol and other drugs. MADD shows parents how parenting skills can affect behaviors and how to be a positive influence in their teen's life.

As specifically as possible, please indicate how the funds requested will be used by this program (that is, to purchase supplies, equipment, and/or services; covering costs of participants or attendees; etc. Direct cash transfers or gifts are not permitted):

MADD will use the funds to purchase program materials and supplies pertaining to **Power of You(th)** and **Power of Parents** programs to include handbooks, red ribbons, file folders, informational brochures, and pens to be given to participants in youth presentations and parent workshops. Funds will also be used to pay for mileage to travel to the 17 school districts throughout Pima County to deliver the presentations to high school age teens and to bring **Power of Parent** workshops to school counselors, teachers, coaches and other interested parents/adults as well as part-time staff support and volunteer training. In addition, while traveling to outlying cities and towns, we will be doing outreach support to local police agencies to see what MADD can do to support them through our Campaign to Eliminate Drunk Driving (CEDD) and Court Monitoring programs. MADD's CEDD promotes high visibility law enforcement efforts like saturation patrols and Court Monitoring helps to identify issues that may be holding up DUI enforcement between law enforcement and the judicial system.


### CERTIFICATION BY COMMUNITY ORGANIZATION APPLICANT

Applicants for funds must certify in writing the following aspects of its background and compliance with Arizona and federal law and Department of Justice guidelines:

I, the undersigned head of the applicant entity, certify that:

- |   | Yes | No                       |
|---|-----|--------------------------|
| A. Applicant is a private, non-profit 501(c)(3) or (4) organization.  | X   | <input type="checkbox"/> |
| Tax I.D. Number: <u>94-2707273</u>  |     |                          |
| B. Applicant is primarily engaged in providing a program that is both community-based and supportive of and consistent with a law enforcement effort, policy, or initiative.  | X   | <input type="checkbox"/> |
| C. Applicant agrees to account separately for all anti-racketeering funds received.   | X   | <input type="checkbox"/> |
| D. Applicant agrees to utilize and apply standard accounting requirements and practices employed under state or local law for recipients of federal, state, or local funds and to provide documentation for any audit that may be performed by a governmental entity authorized to audit the use of such funds. | X   | <input type="checkbox"/> |
| E. Applicant is in compliance with federal civil rights laws.   | X   | <input type="checkbox"/> |
| F. Applicant is in compliance with all other Arizona and federal laws that apply to applicant.  | X   | <input type="checkbox"/> |
| G. No officer, director, trustee, or fiduciary of the applicant has been convicted of a felony offense under federal or state law, or convicted of any drug offense.  | X   | <input type="checkbox"/> |
| H. Applicant agrees not to use funds for personal or political purposes.  | X   | <input type="checkbox"/> |
| I. Applicant agrees that funds will not be used for any purpose that would constitute an improper or illegal use under the laws, rules, regulations, or orders of the state or local jurisdiction in which the applicant is located.  | X   | <input type="checkbox"/> |

Jason Frazier  
Print Name of Requesting Agency  
Director

  
Signature of Requesting Agency  
Director

I have reviewed the foregoing request, and based on the organization's certifications and the information provided by the organization, the recipient of the funds is a qualified entity and the program for which funds are sought is consistent with and supportive of a law enforcement effort, policy, and/or initiative of this agency. (If the funding is to be from DOJ equitable sharing sources, all additional requirements for use of such funds have also been fulfilled; Treasury funds may not be used for support of community-based programs.)

Barbara Lawall

Print Name of Chief Law Enforcement  
Officer

Barbara Lawall

Signature of Chief Law Enforcement  
Officer

Date 2/11/2020






## Pima County Attorney's Office

### MEMORANDUM

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TO: David Smutzer, Legal Administrator

FROM: Andrew L. Flagg, Chief Civil Deputy 

DATE: 2/27/20

RE: Approval of purpose/use of distribution of Pima County Attorney anti-racketeering funds under state law

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I have reviewed the attached 2/14/20 request for approval of the purpose/use of funds held by the Pima County Attorney in its state sub-account of the Pima County Attorney's Anti-Racketeering Revolving Fund. The request is APPROVED for the reason that the description of the purpose/use appears consistent with the following purpose(s)/use(s) by state law:

- ☐ Funding a gang prevention program. A.R.S. § 13-2314.03(F).
- ☐ Funding a substance abuse education program. A.R.S. § 13-2314.03(F).
- ☐ Funding a program that provides assistance to victims of a criminal offense that is listed in A.R.S. §13-2301. A.R.S. § 13-2314.03(F).
- ☐ Funding for witness protection pursuant to A.R.S. § 11-536. A.R.S. § 13-2314.03(F).
- ☐ Funding the investigation and prosecution of any offense included in the definition of racketeering in A.R.S. §§ 13-2301(D)(4) or 13-2312, including civil enforcement. A.R.S. § 13-2314.03(F).
- ☒ Funding for a purpose permitted by federal law relating to the disposition of any property transferred to a law enforcement agency. A.R.S. § 13-2314.03(F). Reference: USDOJ/Treasury *Guide to Equitable Sharing for State, Local, and Tribal Law Enforcement Agencies*, (July 2018) (*Guide*), specifically subsec(s) 1(k).
- ☒ These monies will provide support of a community-based program (*see the Guide*, section V.B.1.k. (July 2018)). The *Certification by Community Organization Applicant and Community Organization Application for Funding Assistance from Pima County Anti-Racketeering Funds* is attached.
- ☐ Funding to pay the costs of the reports and application and expenditure reviews and approvals required by A.R.S. § 13-2314.03. A.R.S. § 13-2314.03(F).

☐

Funds to pay expenses necessary to seize, detain, appraise inventory, protect, maintain, preserve the availability of, advertise or sell property that is subject to forfeiture; or any other necessary expenses incident to the seizure, detention, preservation or forfeiture of the property. A.R.S. § 13-4315(C)(1).

☐

Funding to pay awards for information or assistance which led to a civil or criminal proceeding under the Criminal Code. A.R.S. § 13-4315(C)(2).

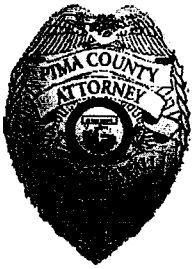
☐

Funding to compromise and pay claims against forfeited property. A.R.S. § 13-4315(A)(5).

Notes/Special Instructions:

State funds; Neighbors for Justice






**Pima County Attorney's Office**

**MEMORANDUM**

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TO: Andrew Flagg, Chief Civil Deputy  
FROM: David Smutzer, Legal Administrator   
DATE: February 14, 2020  
RE: Request for approval of purpose/use of distribution of Pima County Attorney anti-racketeering funds

---

Please review this description of purpose/use of funds held by the Pima County Attorney in the Pima County Attorney's Anti-Racketeering Revolving Fund.

Agency/Entity To Be Paid: 1. 88-Crime, Inc.  
2. Mothers Against Drunk Driving (MADD) Arizona  
3. Neighbors for Justice, Inc.  
4. Emerge Center Against Domestic Abuse

Subaccount: Treasury \_\_\_\_\_ Justice \_\_\_\_\_ State x \_\_\_\_\_

Recurring distribution: \_\_\_\_\_

**DESCRIPTION OF PURPOSE/USE OF DISTRIBUTION**

Attached please find a Community Organization Application for Funding Assistance from Pima County Anti-Racketeering Funds for: 1.88-Crime, Inc., 2. Mothers Against Drunk Driving (MADD) Arizona, 3. Neighbors for Justice, Inc., 4.Emerge Center Against Domestic Abuse. Each application describes the community benefit and corresponding law enforcement effort, policy and or initiative and amount requested.

Each of the programs have been previously approved.

Please let me know if you have any questions. Thank you.

Attachments

**COMMUNITY ORGANIZATION APPLICATION  
FOR FUNDING ASSISTANCE FROM PIMA COUNTY ANTI-RACKETEERING FUNDS**

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Community Organization Neighbors for Justice, Inc.

Executive Director/Agency Head Angela Hackett

Law Enforcement Agency Pima County Attorney's Office

Date January 27, 2020

Amount requested \$5,000

The Pima County Anti-Racketeering Revolving Fund has been created by forfeiture of property that constituted the proceeds of crime or that was used or intended to be used to commit crime. **Use of the funds is restricted to law enforcement purposes**, however transfers to community-based programs, whose missions are supportive of and consistent with a **law enforcement** effort, policy, or initiative are permitted.

**NOTE: A program may benefit the community generally, but still not qualify for Pima County Anti-Racketeering Revolving Fund funds.** To qualify, a program must specifically involve law enforcement personnel or otherwise include specific content which extends or enhances the efforts of law enforcement in the community, such as assisting victims of crime, preventing crime including by providing programs for at-risk youth, deterring crime, rehabilitation of offenders, emergency response by law enforcement, protecting people and property from crime, reducing the effects of crime, etc.

Describe the community-based program for which funds are being sought and how the program benefits the community:

Neighbors for Justice, Inc. (NFJ) was formed as a charitable, non-profit (501c3) organization dedicated to supporting the cost of programming for the Community Justice Board Program (CJB). The CJB is an alternative to prosecution for at-risk youth ages 8-17 years old. Youth receive an individualized plan and guidance for a three month period which includes programming related to their needs. Through community involvement, therapeutic interventions and pro-social activities, youth are more likely to make positive choices which have a long term effect on their lives and that of the community.

Specifically, what law enforcement effort, policy, and/or initiative of this agency does this program support in this community?

Neighbors for Justice supports early intervention strategies for at-risk youth that decrease the chance for further system involvement and societal cost. It also supports community outreach and involvement both with the volunteers for CJB and by engaging the youth within their community.

Describe in detail how this program is supportive of and consistent with this law enforcement agency's efforts, policies, and/or initiatives in the community. What elements of the program specifically enhance or extend the efforts of law enforcement in the community, and how does the program do this?

Youth are guided to understand the impact of their actions and how that affects themselves, their families and their victims. By having them engage in positive ways through pro-social activities and therapeutic services, at-risk youth are afforded more opportunities to succeed and to stay out of the criminal justice system. Securing free or low cost programming or resources for families unable to pay has, in the past, restricted efforts to adequately address a youth's needs. Toward that end, NFJ distributes a yearly allotment to each of the community boards as a means to offset, or fully fund, programming or other related expenses. Every participating youth is afforded the same opportunity to participate in educational programs, enrichment programs, and/or counseling services even when they incur a fee. Youth who successfully complete the program are not prosecuted and the program's significantly reduced recidivism rates testify to a safer community. By connecting youth to a variety of positive and meaningful activities they are motivated to become competent, empathic, and productive community members.

As specifically as possible, please indicate how the funds requested will be used by this program (that is, to purchase supplies, equipment, and/or services; covering costs of participants or attendees; etc. **Direct cash transfers or gifts are not permitted**):

NFJ provides funding to pay for rehabilitative programs such as counseling, anger management and conflict management to address the underlying issues that led to the youth's involvement in the criminal justice system. Funds are also used to pay for educational programs, enrichment programs, pro-social activities, testing fees and items/supplies necessary for programming.

## CERTIFICATION BY COMMUNITY ORGANIZATION APPLICANT

Applicants for funds must certify in writing the following aspects of its background and compliance with Arizona and federal law and Department of Justice guidelines:

**I, the undersigned head of the applicant entity, certify that:**

|   | Yes | No |
|---|-----|----|
| A. Applicant is a state, county, or local government department or agency; or applicant is a private, non-profit 501(c)(3) or (4) organization.<br>Tax I.D. Number: <u>27-3375280</u>   | X   |    |
| B. Applicant is primarily engaged in providing a program that is both community-based and supportive of and consistent with a law enforcement effort, policy, or initiative.  | X   |    |
| C. Applicant agrees to account separately for all anti –racketeering funds received.  | X   |    |
| D. Applicant agrees to utilize and apply standard accounting requirements and practices employed under state or local law for recipients of federal, state, or local funds and to provide documentation for any audit that may be performed by a governmental entity authorized to audit the use of such funds. | X   |    |
| E. Applicant is in compliance with federal civil rights laws.   | X   |    |
| F. Applicant is in compliance with all other Arizona and federal laws that apply to applicant.  | X   |    |
| G. No officer, director, trustee, or fiduciary of the applicant has been convicted of a felony offense under federal or state law, or convicted of any drug offense.  | X   |    |
| H. Applicant agrees not to use funds for personal or political purposes.  | X   |    |
| I. Applicant agrees that funds will not be used for any purpose that would constitute an improper or illegal use under the laws, rules, regulations, or orders of the state or local jurisdiction in which the applicant is located.  | X   |    |

Angela Hackett- NFJ President/Chair

\_\_\_\_\_  
Print Name of Requesting Agency  
Director



\_\_\_\_\_  
Print Name of Requesting Agency  
Director



I have reviewed the foregoing request, and based on the organization's certifications and the information provided by the organization, the recipient of the funds is a qualified entity and the program for which funds are sought is consistent with and supportive of a law enforcement effort, policy, and/or initiative of this agency. (If the funding is to be from DOJ equitable sharing sources, all additional requirements for use of such funds have also been fulfilled; Treasury funds may not be used for support of community-based programs.)

Barbara Lawall

Print Name of Chief Law Enforcement  
Officer

Barbara Lawall

Signature of Chief Law Enforcement  
Officer


Date 2/11/2020



## Pima County Attorney's Office

### MEMORANDUM

TO: David Smutzer, Legal Administrator

FROM: Andrew L. Flagg, Chief Civil Deputy 

DATE: 2/27/20

RE: Approval of purpose/use of distribution of Pima County Attorney anti-racketeering funds under state law

I have reviewed the attached 2/14/20 request for approval of the purpose/use of funds held by the Pima County Attorney in its state sub-account of the Pima County Attorney's Anti-Racketeering Revolving Fund. The request is APPROVED for the reason that the description of the purpose/use appears consistent with the following purpose(s)/use(s) by state law:

- ☐ Funding a gang prevention program. A.R.S. § 13-2314.03(F).
- ☐ Funding a substance abuse education program. A.R.S. § 13-2314.03(F).
- ☐ Funding a program that provides assistance to victims of a criminal offense that is listed in A.R.S. §13-2301. A.R.S. § 13-2314.03(F).
- ☐ Funding for witness protection pursuant to A.R.S. § 11-536. A.R.S. § 13-2314.03(F).
- ☐ Funding the investigation and prosecution of any offense included in the definition of racketeering in A.R.S. §§ 13-2301(D)(4) or 13-2312, including civil enforcement. A.R.S. § 13-2314.03(F).
- ☒ Funding for a purpose permitted by federal law relating to the disposition of any property transferred to a law enforcement agency. A.R.S. § 13-2314.03(F). Reference: USDOJ/Treasury *Guide to Equitable Sharing for State, Local, and Tribal Law Enforcement Agencies*, (July 2018) (*Guide*), specifically subsec(s) 1(k).
- ☒ These monies will provide support of a community-based program (*see the Guide*, section V.B.1.k. (July 2018)). The *Certification by Community Organization Applicant and Community Organization Application for Funding Assistance from Pima County Anti-Racketeering Funds* is attached.
- ☐ Funding to pay the costs of the reports and application and expenditure reviews and approvals required by A.R.S. § 13-2314.03. A.R.S. § 13-2314.03(F).



- ☐ Funds to pay expenses necessary to seize, detain, appraise inventory, protect, maintain, preserve the availability of, advertise or sell property that is subject to forfeiture; or any other necessary expenses incident to the seizure, detention, preservation or forfeiture of the property. A.R.S. § 13-4315(C)(1).
- ☒ Funding to pay awards for information or assistance which led to a civil or criminal proceeding under the Criminal Code. A.R.S. § 13-4315(C)(2).
- ☐ Funding to compromise and pay claims against forfeited property. A.R.S. § 13-4315(A)(5).

Notes/Special Instructions:


State funds; 88-CRIME



**Pima County Attorney's Office**

**MEMORANDUM**

TO: Andrew Flagg, Chief Civil Deputy

FROM: David Smutzer, Legal Administrator 

DATE: February 14, 2020

RE: Request for approval of purpose/use of distribution of Pima County Attorney anti-racketeering funds

Please review this description of purpose/use of funds held by the Pima County Attorney in the Pima County Attorney's Anti-Racketeering Revolving Fund.

Agency/Entity To Be Paid: 1. 88-Crime, Inc.  
2. Mothers Against Drunk Driving (MADD) Arizona  
3. Neighbors for Justice, Inc.  
4. Emerge Center Against Domestic Abuse

Subaccount: Treasury \_\_\_\_ Justice \_\_\_\_ State x \_\_\_\_

Recurring distribution: \_\_\_\_

**DESCRIPTION OF PURPOSE/USE OF DISTRIBUTION**

Attached please find a Community Organization Application for Funding Assistance from Pima County Anti-Racketeering Funds for: 1.88-Crime, Inc., 2. Mothers Against Drunk Driving (MADD) Arizona, 3. Neighbors for Justice, Inc., 4.Emerge Center Against Domestic Abuse. Each application describes the community benefit and corresponding law enforcement effort, policy and or initiative and amount requested.

Each of the programs have been previously approved.

Please let me know if you have any questions. Thank you.

Attachments

**COMMUNITY ORGANIZATION APPLICATION  
FOR FUNDING ASSISTANCE FROM PIMA COUNTY ANTI-RACKETEERING FUNDS**

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Community Organization: 88-Crime, Inc.

Executive Director/Agency Head: Peter V. Romero III, Fundraising Chair

Law Enforcement Agency: Pima County Attorney's Office

Date: January 17, 2020

Amount requested \$5,000.00\_\_\_\_\_

The Pima County Anti-Racketeering Revolving Fund has been created by forfeiture of property that constituted the proceeds of crime or that was used or intended to be used to commit crime. **Use of the funds is restricted to law enforcement purposes**, however transfers to community-based programs, whose missions are supportive of and consistent with a **law enforcement** effort, policy, or initiative are permitted.

**NOTE: A program may benefit the community generally, but still not qualify for Pima County Anti-Racketeering Revolving Fund funds. To qualify, a program must specifically involve law enforcement personnel or otherwise include specific content which extends or enhances the efforts of law enforcement in the community, such as assisting victims of crime, preventing crime including by providing programs for at-risk youth, deterring crime, rehabilitation of offenders, emergency response by law enforcement, protecting people and property from crime, reducing the effects of crime, etc.**

Describe the community-based program for which funds are being sought and how the program benefits the community:

The 88-CRIME Program is a community-based collaborative. It consists of an anonymous tip line operated by the Pima County Attorney's Office for citizens to report information to help solve crimes by providing anonymous tips, as well as a reward program sponsored by 88-CRIME, Inc., a nonprofit organization dedicated to supporting the 88-CRIME Program by providing rewards to anonymous tipsters who provide useful information to law enforcement that leads to the apprehension and arrest of those suspected of committing crimes and by making the public aware of the anonymous tip. The 88-CRIME Program directly impacts The City of Tucson, Pima County and other parts of Southern AZ.

Specifically, what law enforcement effort, policy, and/or initiative of this agency does this program support in this community?

Information received by the 88-CRIME tip line is channeled to law enforcement agencies for investigation. The 88-CRIME Program provides the community an opportunity to assist law enforcement in the fight against crime safely and confidentially.

Describe in detail how this program is supportive of and consistent with this law enforcement agency's efforts, policies, and/or initiatives in the community. What elements of the program specifically enhance or extend the efforts of law enforcement in the community, and how does the program do this?

From July 1980 through December 2019, 88-CRIME tips have led to more than 5,900 felony arrests, over 6,455 cases cleared, over \$90.5 million worth of narcotics seized and over \$20 million worth of recovered property and cash seizures. Tips have included information about murder, robbery, rape, assaults, drug and firearms offenses.

Additional benefits of the 88-CRIME Program and of the support from 88-CRIME, INC. include:

- Increased awareness in the community.
- Greater opportunity for the community to fight back against crime with anonymous tips that could lead to cash rewards.
- Improved relationships between police, media, and the community.

88-CRIME encourages the community to report crime and makes Pima County and Southern Arizona a safer place to live and work.

As specifically as possible, please indicate how the funds requested will be used by this program (that is, to purchase supplies, equipment, and/or services; covering costs of participants or attendees; etc. **Direct cash transfers or gifts are not permitted**):

Reward procedures and decisions are made by the 88-CRIME, Inc. Board of Directors. 88-CRIME, Inc. accepts contributions and raises funds to pay the rewards. Tax dollars are not used for rewards. 88-CRIME, Inc. is funded by donations and fundraising. Funds from the Pima County Sheriff's Department will assist in the coming months with sustaining the reward program as well public information and education campaigns (The School Program) associated with the program. We would allocate \$10,000.00 to go towards sustaining the rewards program and promotional efforts. Promotional efforts include but are not limited to advertising, printing costs of our fliers and miscellaneous costs related to the 88-CRIME program material. Please note: The full \$10,000 will most likely be used for sustaining the rewards program. 2019 Stats are as follows: \$36,600 in rewards approved, 78 arrests, 141 cases cleared, 18 weapons seized, \$287,075 in property seized and \$576,246 in drugs seized. Only if we have not used the \$10,000 to pay rewards, will we use it for the promotional efforts listed above.

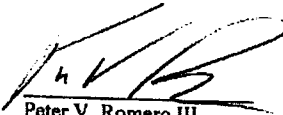
## CERTIFICATION BY COMMUNITY ORGANIZATION APPLICANT

Applicants for funds must certify in writing the following aspects of its background and compliance with Arizona and federal law and Department of Justice guidelines:

I, the undersigned head of the applicant entity, certify that:

|   | Yes | No                       |
|---|-----|--------------------------|
| A. Applicant is a state, county, or local government department or agency; or applicant is a private, non-profit 501(c)(3) or (4) organization.<br>Tax I.D. Number: <u>86-0407186</u>   | X   | <input type="checkbox"/> |
| B. Applicant is primarily engaged in providing a program that is both community-based and supportive of and consistent with a law enforcement effort, policy, or initiative.  | X   | <input type="checkbox"/> |
| C. Applicant agrees to account separately for all anti-racketeering funds received.   | X   | <input type="checkbox"/> |
| D. Applicant agrees to utilize and apply standard accounting requirements and practices employed under state or local law for recipients of federal, state, or local funds and to provide documentation for any audit that may be performed by a governmental entity authorized to audit the use of such funds. | X   | <input type="checkbox"/> |
| E. Applicant is in compliance with federal civil rights laws.   | X   | <input type="checkbox"/> |
| F. Applicant is in compliance with all other Arizona and federal laws that apply to applicant.  | X   | <input type="checkbox"/> |
| G. No officer, director, trustee, or fiduciary of the applicant has been convicted of a felony offense under federal or state law, or convicted of any drug offense.  | X   | <input type="checkbox"/> |
| H. Applicant agrees not to use funds for personal or political purposes.  | X   | <input type="checkbox"/> |
| I. Applicant agrees that funds will not be used for any purpose that would constitute an improper or illegal use under the laws, rules, regulations, or orders of the state or local jurisdiction in which the applicant is located.  | X   | <input type="checkbox"/> |

Peter V. Romero III  
Fundraising Chair, 88-CRIME, Inc.

  
Peter V. Romero III

\_\_\_\_\_  
Print Name of Requesting Agency  
Director

\_\_\_\_\_  
Signature of Requesting Agency  
Director



I have reviewed the foregoing request, and based on the organization's certifications and the information provided by the organization, the recipient of the funds is a qualified entity and the program for which funds are sought is consistent with and supportive of a law enforcement effort, policy, and/or initiative of this agency. (If the funding is to be from DOJ equitable sharing sources, all additional requirements for use of such funds have also been fulfilled; Treasury funds may not be used for support of community-based programs.)

Barbara LaWall

Print Name of Chief Law Enforcement  
Officer

Barbara LaWall

Signature of Chief Law Enforcement  
Officer

Date 2/11/2020






## Pima County Attorney's Office

### MEMORANDUM

TO: David Smutzer, Legal Administrator

FROM: Andrew L. Flagg, Chief Civil Deputy 

DATE: 2/27/20

RE: Approval of purpose/use of distribution of Pima County Attorney anti-racketeering funds under state law

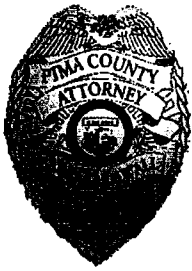
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- ☐ Funding a gang prevention program. A.R.S. § 13-2314.03(F).
- ☐ Funding a substance abuse education program. A.R.S. § 13-2314.03(F).
- ☐ Funding a program that provides assistance to victims of a criminal offense that is listed in A.R.S. § 13-2301. A.R.S. § 13-2314.03(F).
- ☐ Funding for witness protection pursuant to A.R.S. § 11-536. A.R.S. § 13-2314.03(F).
- ☐ Funding the investigation and prosecution of any offense included in the definition of racketeering in A.R.S. §§ 13-2301(D)(4) or 13-2312, including civil enforcement. A.R.S. § 13-2314.03(F).
- ☒ Funding for a purpose permitted by federal law relating to the disposition of any property transferred to a law enforcement agency. A.R.S. § 13-2314.03(F). Reference: USDOJ/Treasury *Guide to Equitable Sharing for State, Local, and Tribal Law Enforcement Agencies*, (July 2018) (*Guide*), specifically subsec(s) 1(k)
- ☒ These monies will provide support of a community-based program (see the *Guide*, section V.B.1.k. (July 2018)). The *Certification by Community Organization Applicant and Community Organization Application for Funding Assistance from Pima County Anti-Racketeering Funds* is attached.
- ☐ Funding to pay the costs of the reports and application and expenditure reviews and approvals required by A.R.S. § 13-2314.03. A.R.S. § 13-2314.03(F).

- ☐ Funds to pay expenses necessary to seize, detain, appraise inventory, protect, maintain, preserve the availability of, advertise or sell property that is subject to forfeiture; or any other necessary expenses incident to the seizure, detention, preservation or forfeiture of the property. A.R.S. § 13-4315(C)(1).
- ☐ Funding to pay awards for information or assistance which led to a civil or criminal proceeding under the Criminal Code. A.R.S. § 13-4315(C)(2).
- ☐ Funding to compromise and pay claims against forfeited property. A.R.S. § 13-4315(A)(5).

Notes/Special Instructions:


State funds; Emerge Center Against Domestic Violence



**Pima County Attorney's Office**

**MEMORANDUM**

TO: Andrew Flagg, Chief Civil Deputy

FROM: David Smutzer, Legal Administrator 

DATE: February 14, 2020

RE: Request for approval of purpose/use of distribution of Pima County Attorney anti-racketeering funds

---

Please review this description of purpose/use of funds held by the Pima County Attorney in the Pima County Attorney's Anti-Racketeering Revolving Fund.

Agency/Entity To Be Paid: 1. 88-Crime, Inc.  
2. Mothers Against Drunk Driving (MADD) Arizona  
3. Neighbors for Justice, Inc.  
4. Emerge Center Against Domestic Abuse

Subaccount: Treasury \_\_\_\_ Justice \_\_\_\_ State x\_\_

Recurring distribution: \_\_\_\_

**DESCRIPTION OF PURPOSE/USE OF DISTRIBUTION**

Attached please find a Community Organization Application for Funding Assistance from Pima County Anti-Racketeering Funds for: 1.88-Crime, Inc., 2. Mothers Against Drunk Driving (MADD) Arizona, 3. Neighbors for Justice, Inc., 4.Emerge Center Against Domestic Abuse. Each application describes the community benefit and corresponding law enforcement effort, policy and or initiative and amount requested.

Each of the programs have been previously approved.

Please let me know if you have any questions. Thank you.

Attachments



**COMMUNITY ORGANIZATION APPLICATION  
FOR FUNDING ASSISTANCE FROM PIMA COUNTY ANTI-RACKETEERING FUNDS**

Community Organization: Emerge Center Against Domestic Abuse

Executive Director/Agency Head: Ed Mercurio-Sakwa

Law Enforcement Agency \_\_\_\_\_

Date 1/27/2020

Amount requested \$10,000

The Pima County Anti-Racketeering Revolving Fund has been created by forfeiture of property that constituted the proceeds of crime or that was used or intended to be used to commit crime. **Use of the funds is restricted to law enforcement purposes**, however transfers to community-based programs, whose missions are supportive of and consistent with a law enforcement effort, policy, or initiative are permitted.

**NOTE: A program may benefit the community generally, but still not qualify for Pima County Anti-Racketeering Revolving Fund funds.** To qualify, a program must specifically involve law enforcement personnel or otherwise include specific content which extends or enhances the efforts of law enforcement in the community, such as assisting victims of crime, preventing crime including by providing programs for at-risk youth, deterring crime, rehabilitation of offenders, emergency response by law enforcement, protecting people and property from crime, reducing the effects of crime, etc.

Describe the community-based program for which funds are being sought and how the program benefits the community:

Every year, Emerge Center Against Domestic Abuse makes a concerted effort to bring the community together in different venues to educate Pima County about the warning signs of domestic abuse, as well as its devastating effects. Each year, there are approximately 4,200 domestic violence (DV) calls to 911 to which the Pima County Sheriff's Department responds, at a cost of nearly \$1,257,000 (in addition to the \$4.1 million it costs the City of Tucson for TPD to respond to an additional 11,000 DV calls to 911 per year). In total, there are approximately 14,000 DV arrests each year in Pima County. Even more sobering, there were 19 reported DV-related deaths in Pima County last year, which affects law enforcement directly, as they are often first responders in a potentially lethal situation.

The goal of Emerge's community outreach efforts is to educate the community about asking for help, and offering help to individuals who might be experiencing domestic abuse. It is our hope that with more individuals educated about the warning signs, and the ability to safely and confidently offer help *before* the situation escalates, law enforcement will have fewer calls to people's homes, and ultimately, fewer deaths in our community.

Specifically, what law enforcement effort, policy, and/or initiative of this agency does this program support in this community?



Pima County Attorney's Office (PCAO) is the main resource in our community for crime victims - including domestic abuse-related crimes. Emerge works hand-in-hand with PCAO to ensure seamless support of abuse victims and support during court-related processes. Emerge and the PCAO also work closely to coordinate and implement Pima County's APRAIS process.

While our work together is undoubtedly crucial for victims, the focus is on when a crime has already been committed. Domestic Abuse community education is an opportunity to team up and provide prevention efforts for our community, to stop the crime *before it starts*.

Describe in detail how this program is supportive of and consistent with this law enforcement agency's efforts, policies, and/or initiatives in the community. What elements of the program specifically enhance or extend the efforts of law enforcement in the community, and how does the program do this?

As mentioned above, PCAO and Emerge work hand-in-hand to support victims of crime. Domestic Abuse community education assists in prevention efforts by spreading awareness about domestic abuse through marketing and communication efforts, and events.

Emerge uses ads to direct people to the Emerge website, to get information about domestic abuse, resources and access to trainings. Emerge also sends out a series of four educational emails during the month, to over 100 partners, who distribute to their networks. These networks reach an estimated 250,000+ individual mailboxes, with information about domestic abuse like warning signs, red flags how to support a survivor and how to find resources.

Emerge creates and orders a variety of marketing materials like posters, bumper stickers, wallet cards and shoe cards. Wallet and shoe cards are small, discrete tools that can be slipped into a shoe and contain information about where to get help if the individual is experiencing domestic abuse or is trying to support someone else in finding help.

Lastly, Emerge holds several events in October for Domestic Violence Awareness Month (DVAM), including a Wear Purple Day celebration through which Emerge will raise awareness about the prevalence and impact of abuse in our community, and encourage people to publically show their support for victims of abuse and get involved in ending domestic violence. The press will also be invited to a press conference event with PCAO, law enforcement/first responders, and elected officials as an opportunity to cover the importance of domestic abuse awareness. Last year, Pima County Victim's Services, along with Emerge, held a DV Awareness Walk that was well-attended. There are already plans to hold another in 2020.

As specifically as possible, please indicate how the funds requested will be used by this program (that is, to purchase supplies, equipment, and/or services; covering costs of participants or attendees; etc. **Direct cash transfers or gifts are not permitted**):

The funds requested will be used specifically to support year-round domestic abuse efforts, as described above.



## CERTIFICATION BY COMMUNITY ORGANIZATION APPLICANT

Applicants for funds must certify in writing the following aspects of its background and compliance with Arizona and federal law and Department of Justice guidelines:

I, the undersigned head of the applicant entity, certify that:

- |   | Yes                                 | No                       |
|---|-------------------------------------|--------------------------|
| A. Applicant is a state, county, or local government department or agency; or applicant is a private, non-profit 501(c)(3) or (4) organization.<br>Tax I.D. Number: <u>86-0312162</u>   | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| B. Applicant is primarily engaged in providing a program that is both community-based and supportive of and consistent with a law enforcement effort, policy, or initiative.  | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| C. Applicant agrees to account separately for all anti-racketeering funds received.   | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| D. Applicant agrees to utilize and apply standard accounting requirements and practices employed under state or local law for recipients of federal, state, or local funds and to provide documentation for any audit that may be performed by a governmental entity authorized to audit the use of such funds. | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| E. Applicant is in compliance with federal civil rights laws.   | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| F. Applicant is in compliance with all other Arizona and federal laws that apply to applicant.  | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| G. No officer, director, trustee, or fiduciary of the applicant has been convicted of a felony offense under federal or state law, or convicted of any drug offense.  | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| H. Applicant agrees not to use funds for personal or political purposes.  | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| I. Applicant agrees that funds will not be used for any purpose that would constitute an improper or illegal use under the laws, rules, regulations, or orders of the state or local jurisdiction in which the applicant is located.  | <input checked="" type="checkbox"/> | <input type="checkbox"/> |

Ed Mercurio-Sakwa, CEO  
Print Name of Requesting Agency  
Director

Ed Mercurio-Sakwa  
Signature of Requesting Agency  
Director



I have reviewed the foregoing request, and based on the organization's certifications and the information provided by the organization, the recipient of the funds is a qualified entity and the program for which funds are sought is consistent with and supportive of a law enforcement effort, policy, and/or initiative of this agency. (If the funding is to be from DOJ equitable sharing sources, all additional requirements for use of such funds have also been fulfilled; Treasury funds may not be used for support of community-based programs.)

Barbara LaWau

Print Name of Chief Law Enforcement  
Officer

Barbara LaWau

Signature of Chief Law Enforcement  
Officer

Date 2/11/2020



## Pima County Attorney's Office

### MEMORANDUM

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TO: David Smutzer, Legal Administrator

FROM: Andrew L. Flagg, Chief Civil Deputy <sup>ALF</sup>

DATE: 4/17/20

RE: Approval of purpose/use of distribution of Pima County Attorney anti-racketeering funds under state law

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I have reviewed the attached 3/18/20 request for approval of the purpose/use of funds held by the Pima County Attorney in its state sub-account of the Pima County Attorney's Anti-Racketeering Revolving Fund. The request is APPROVED for the reason that the description of the purpose/use appears consistent with the following purpose(s)/use(s) by state law:

- ☐ Funding a gang prevention program. A.R.S. § 13-2314.03(F).
- ☐ Funding a substance abuse education program. A.R.S. § 13-2314.03(F).
- ☐ Funding a program that provides assistance to victims of a criminal offense that is listed in A.R.S. §13-2301. A.R.S. § 13-2314.03(F).
- ☐ Funding for witness protection pursuant to A.R.S. § 11-536. A.R.S. § 13-2314.03(F).
- ☐ Funding the investigation and prosecution of any offense included in the definition of racketeering in A.R.S. §§ 13-2301(D)(4) or 13-2312, including civil enforcement. A.R.S. § 13-2314.03(F).
- ☒ Funding for a purpose permitted by federal law relating to the disposition of any property transferred to a law enforcement agency. A.R.S. § 13-2314.03(F). Reference: USDOJ/Treasury *Guide to Equitable Sharing for State, Local, and Tribal Law Enforcement Agencies*, (July 2018) (*Guide*), specifically subsec(s) 1(k).
- ☒ These monies will provide support of a community-based program (*see the Guide*, section V.B.1.k. (July 2018)). The *Certification by Community Organization Applicant and Community Organization Application for Funding Assistance from Pima County Anti-Racketeering Funds* is attached.
- ☐ Funding to pay the costs of the reports and application and expenditure reviews and approvals required by A.R.S. § 13-2314.03. A.R.S. § 13-2314.03(F).

- ☐ Funds to pay expenses necessary to seize, detain, appraise inventory, protect, maintain, preserve the availability of, advertise or sell property that is subject to forfeiture; or any other necessary expenses incident to the seizure, detention, preservation or forfeiture of the property. A.R.S. § 13-4315(C)(1).
- ☐ Funding to pay awards for information or assistance which led to a civil or criminal proceeding under the Criminal Code. A.R.S. § 13-4315(C)(2).
- ☐ Funding to compromise and pay claims against forfeited property. A.R.S. § 13-4315(A)(5).

Notes/Special Instructions:


State funds; The Haven



**Pima County Attorney's Office**

**MEMORANDUM**

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TO: Andrew Flagg, Chief Civil Deputy  
FROM: David Smutzer, Legal Administrator   
DATE: March 18, 2020  
RE: Request for approval of purpose/use of distribution of Pima County Attorney anti-racketeering funds

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Please review this description of purpose/use of funds held by the Pima County Attorney in the Pima County Attorney's Anti-Racketeering Revolving Fund.

Agency/Entity To Be Paid: The Haven

Subaccount: Treasury \_\_\_\_ Justice \_\_\_\_ State \_\_\_\_X

Recurring distribution: \_\_\_\_

**DESCRIPTION OF PURPOSE/USE OF DISTRIBUTION**

Attached please find a Community Organization Application for Funding Assistance from The Haven describing their community-based program.

Please let me know if you have any questions. Thank you.



**COMMUNITY ORGANIZATION APPLICATION  
FOR FUNDING ASSISTANCE FROM PIMA COUNTY ANTI-RACKETEERING FUNDS**

|                                |                               |
|--------------------------------|-------------------------------|
| Community Organization         | The Haven                     |
| Executive Director/Agency Head | Margaret Higgins, PhD         |
| Law Enforcement Agency         | Pima County Attorney's Office |
| Date                           | 2/19/2020                     |
| Amount requested               | \$1000.00                     |

The Pima County Anti-Racketeering Revolving Fund has been created by forfeiture of property that constituted the proceeds of crime or that was used or intended to be used to commit crime. **Use of the funds is restricted to law enforcement purposes**, however transfers to community-based programs, whose missions are supportive of and consistent with a law enforcement effort, policy, or initiative are permitted.

**NOTE: A program may benefit the community generally, but still not qualify for Pima County Anti-Racketeering Revolving Fund funds.** To qualify, a program must specifically involve law enforcement personnel or otherwise include specific content which extends or enhances the efforts of law enforcement in the community, such as assisting victims of crime, preventing crime including by providing programs for at-risk youth, deterring crime, rehabilitation of offenders, emergency response by law enforcement, protecting people and property from crime, reducing the effects of crime, etc.

Describe the community-based program for which funds are being sought and how the program benefits the community:

The Haven has provided inpatient drug and alcohol rehabilitation for women since 1970 and has since expanded its services to provide outpatient and intensive outpatient treatment for women. A number of our clients are on probation and/or AHCCCS. In addition to providing a proven treatment modality to women, The Haven accepts minor children to stay with their mother during treatment. Otherwise, for many women, providing care for their children while they receive treatment is impossible. By accepting the children, The Haven can give mothers the rehabilitation services they need to break the cycle of addiction and crime. The Haven receives no governmental agency funds for supporting these children. By assisting women in achieving a life of sobriety, the family unit is maintained, and the women are given the skills they need to become productive members of our community.

Specifically, what law enforcement effort, policy, and/or initiative of this agency does this program support in this community?

The Haven aims to help the women in our community conquer the disease of addiction. This allows them to focus on themselves and their children. They learn the tools necessary to live safe and productive lives, allowing them to repair family relationships and stay away from criminal activity. We work closely with the DTAP program and with the Pima County Adult Probation Department and US Pretrial Services.

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Describe in detail how this program is supportive of and consistent with this law enforcement agency's efforts, policies, and/or initiatives in the community. What elements of the program specifically enhance or extend the efforts of law enforcement in the community, and how does the program do this?

Many of our clients have had trouble with the law. Some come to us directly from jail and others are probation. Many are dealing with DCS. The Haven helps these women in their recovery from the disease of addiction. Their legal troubles almost always arise from issues with drugs: selling, possession, robbery, and prostitution. The Haven shows them a better way to live, free from substance misuse. Without the need to buy drugs, they do not feel the need to steal or prostitute themselves for drug money. They are able to have stable jobs and be good mothers, helping to end the intergenerational cycle of addiction.

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As specifically as possible, please indicate how the funds requested will be used by this program (that is, to purchase supplies, equipment, and/or services; covering costs of participants or attendees; etc. **Direct cash transfers or gifts are not permitted**):

The funds will be used to cover the costs of our women's treatment programs. These costs include, but are not limited to, daycare for their children when other assistance is not available; maintenance of our aging facilities; education materials such as books and films for the classes; and day-to-day necessities such as toiletries and bedding.

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### CERTIFICATION BY COMMUNITY ORGANIZATION APPLICANT

Applicants for funds must certify in writing the following aspects of its background and compliance with Arizona and federal law and Department of Justice guidelines:

I, the undersigned head of the applicant entity, certify that:

- |   | Yes                                 | No                       |
|---|-------------------------------------|--------------------------|
| A. Applicant is a private, non-profit 501(c)(3) or (4) organization.<br>Tax I.D. Number: <u>23-7112026</u>  |                                     |                          |
| B. Applicant is primarily engaged in providing a program that is both community-based and supportive of and consistent with a law enforcement effort, policy, or initiative.  | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| C. Applicant agrees to account separately for all anti-racketeering funds received.   | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| D. Applicant agrees to utilize and apply standard accounting requirements and practices employed under state or local law for recipients of federal, state, or local funds and to provide documentation for any audit that may be performed by a governmental entity authorized to audit the use of such funds. | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| E. Applicant is in compliance with federal civil rights laws.   | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| F. Applicant is in compliance with all other Arizona and federal laws that apply to applicant.  | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| G. No officer, director, trustee, or fiduciary of the applicant has been convicted of a felony offense under federal or state law, or convicted of any drug offense.  | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| H. Applicant agrees not to use funds for personal or political purposes.  | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| I. Applicant agrees that funds will not be used for any purpose that would constitute an improper or illegal use under the laws, rules, regulations, or orders of the state or local jurisdiction in which the applicant is located.  | <input checked="" type="checkbox"/> | <input type="checkbox"/> |

Margaret Higgins, PhD

\_\_\_\_\_  
Print Name of Requesting Agency  
Director

Margaret Higgins, PhD  
\_\_\_\_\_  
Signature of Requesting Agency  
Director

I have reviewed the foregoing request, and based on the organization's certifications and the information provided by the organization, the recipient of the funds is a qualified entity and the program for which funds are sought is consistent with and supportive of a law enforcement effort, policy, and/or initiative of this agency. (If the funding is to be from DOJ equitable sharing sources, all additional requirements for use of such funds have also been fulfilled; Treasury funds may not be used for support of community-based programs.)

Barbara LaWall

Print Name of Chief Law Enforcement  
Officer

Date 3/17/2020

Barbara LaWall

Signature of Chief Law Enforcement  
Officer