PROPOSED AMENDMENT
SENATE AMENDMENTS TO H.B. 2291
(Reference to House engrossed bill)

1 Strike everything after the enacting clause and insert:

"Section 1. Section 41-1724, Arizona Revised Statutes, is amended to read:

41-1724. Gang and immigration intelligence team enforcement mission fund; subaccount; use of monies; reporting requirement

A. The gang and immigration intelligence team enforcement mission fund is established consisting of monies deposited pursuant to section 11-1051 and monies appropriated by the legislature. The department shall administer the fund. Any monies distributed from the fund to a county sheriff shall go directly to the county sheriff and are not subject to any form of approval by the board of supervisors. Monies in the fund are subject to legislative appropriation.

B. Monies in the fund shall be used for employer sanctions enforcement, enforcing human smuggling, HUMAN TRAFFICKING and drug smuggling laws, gang and strict immigration enforcement, county jail reimbursement costs relating to illegal immigration and any other use previously authorized in an allocation made by law for the gang and immigration intelligence team enforcement mission.

C. Each year that monies are available in the fund and as soon as is practicable after July 1 of each year the first one million six hundred thousand dollars shall be allocated to a county sheriff of a county with a population of more than three million persons, then five hundred thousand dollars shall be allocated to a county sheriff of a county with a population of less than five hundred thousand persons but more than three hundred thousand persons and any remaining monies shall be used for agreements or contracts in accordance with subsection D of this section.

D. If the department uses monies from the fund for an agreement or contract with a city, town, county or other entity to provide services for
the gang and immigration intelligence team enforcement mission, the city, town, county or other entity shall provide not less than twenty-five percent of the cost of the services and the department shall provide not more than seventy-five percent of personal services and employee related expenditures for each agreement or contract but may fund all capital related equipment. This subsection does not apply to a county with a population of more than three million persons or a county with a population of less than five hundred thousand persons but more than three hundred thousand persons.

E. The gang and immigration intelligence team enforcement mission border security and law enforcement subaccount is established consisting of monies deposited pursuant to section 12-116.04 and monies appropriated by the legislature. The state treasurer shall administer the subaccount. Any monies distributed from the subaccount to a county sheriff shall go directly to the county sheriff and are not subject to any form of approval by the board of supervisors. Monies in the subaccount are subject to legislative appropriation. All appropriated monies in the subaccount shall be distributed each fiscal year to local entities and no monies may be retained by the department for its own use. The monies in the subaccount shall be used for law enforcement purposes related to public safety technology and border security, including border personnel, and for safety equipment that is worn or used by a peace officer who is employed by a county sheriff.

F. A law enforcement agency shall not receive any monies from the fund unless the law enforcement agency certifies each fiscal year in writing to the director of the department of public safety that the law enforcement agency is complying with section 11-1051 to the fullest extent allowed by law.

G. The department shall submit an expenditure plan to the joint legislative budget committee for review before expending any monies not identified in the department’s previous expenditure plans. Within thirty days after the last day of each calendar quarter, the department shall provide a summary of quarterly and year-to-date expenditures and progress to the joint legislative budget committee, including any prior year appropriations that were nonlapsing.
Sec. 2. Appropriation; predictive policing technology software; definition

A. Notwithstanding section 41-1722, Arizona Revised Statutes, the sum of $1,000,000 is appropriated from the concealed weapons permit fund established by section 41-1722, Arizona Revised Statutes, in fiscal year 2015-2016, to the state treasurer for distribution to municipal law enforcement agencies in any of the following cities for the purpose of implementing a pilot program for purchasing and maintaining predictive policing technology software:

1. A law enforcement agency in a city with a population of more than one million persons.
2. A law enforcement agency in a city with a population of more than four hundred thousand persons but less than five hundred thousand persons.
3. A law enforcement agency in a city with a population of more than fifty-two thousand persons but less than sixty thousand persons.

B. The state treasurer shall submit the results of the request for proposals to the joint legislative budget committee for review.

C. After review by the joint legislative budget committee, any unused monies under subsection A of this section revert to the concealed weapons permit fund established by section 41-1722, Arizona Revised Statutes.

D. For the purposes of this section, "predictive policing technology software" means software to which all of the following apply:

1. Uses predictive capabilities based on historical data, current crime patterns and forward mathematical modeling.
2. Does not use personally identifiable information to create predictions.
3. Customizes predictions by location, time of day and specific crime types.
4. Is accessed through a secure web interface.
5. Service is hosted in a secure cloud.
6. Prepares predictions for multiple crime types, including property crime, gang activity, drug incidents, traffic accidents and gun violence.
7. Delivers reports through a simple, intuitive, easy-to-use interface with minimal officer training required.
8. Automatically recalibrates predictions whenever new crime information is added.
9. Allows direct delivery to patrol officers via paper, e-mail or any internet-enabled device.

10. Generates predictions by applying mathematical algorithms and criminal behavior theory to large data sets of past crime data.

11. Does not require dedicated hardware or personnel to operate and maintain the system.

12. Has references from at least five separate law enforcement agencies where the predictive policing technology software has been successfully implemented.

Sec. 3. Emergency

This act is an emergency measure that is necessary to preserve the public peace, health or safety and is operative immediately as provided by law."

Amend title to conform