

REFERENCE TITLE: missing and murdered indigenous peoples

State of Arizona  
House of Representatives  
Fifty-fifth Legislature  
First Regular Session  
2021

## **HB 2099**

Introduced by

Representatives Jermaine: Andrade, Blackman, Bolding, Bowers, Butler, Chávez, DeGrazia, Epstein, Espinoza, Friese, Hernandez A, Hernandez D, Lieberman, Longdon, Meza, Pawlik, Pratt, Salman, Schwiebert, Shah, Sierra, Stahl Hamilton, Teller, Terán, Tsosie, Udall, Senators Alston, Bowie, Engel, Gabaldon, Gonzales, Marsh, Mendez, Peshlakai, Rios, Shope, Steele

AN ACT

AMENDING LAWS 2019, CHAPTER 232, SECTION 1; APPROPRIATING MONIES; RELATING TO THE STUDY COMMITTEE ON MISSING AND MURDERED INDIGENOUS PEOPLES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Laws 2019, chapter 232, section 1, is amended to read:

3 Section 1. Study committee on missing and murdered indigenous  
4 peoples; membership; duties; report; delayed  
5 repeal

6 A. The study committee on missing and murdered indigenous ~~women and~~  
7 ~~girls~~ PEOPLES is established consisting of the following members:

8 1. ~~Four~~ THREE members of the house of representatives who are of  
9 indigenous descent or who attend meetings and actively work on issues  
10 relating to indigenous peoples. The speaker of the house of  
11 representatives shall appoint these members. The appointed representatives  
12 shall select by a majority vote one representative to serve as chairperson  
13 of the study committee.

14 2. ~~Four~~ THREE members of the senate who are of indigenous descent  
15 or who attend meetings and actively work on issues relating to indigenous  
16 peoples. The president of the senate shall appoint these members. The  
17 appointed senators shall select by a majority vote one senator to serve as  
18 vice chairperson of the study committee.

19 3. The attorney general or the attorney general's designee.

20 4. The director of the department of public safety or the  
21 director's designee.

22 5. The following members who are appointed by the speaker of the  
23 house of representatives:

24 (a) One county attorney and one sheriff from a county with a  
25 population of eight hundred fifty thousand persons or more.

26 (b) One victim advocate.

27 ~~(c) One peace officer who works and resides on a federally~~  
28 ~~recognized American Indian reservation in this state.~~

29 ~~(d) One representative who is from the southwest indigenous women's~~  
30 ~~coalition, a tribal statewide organization that provides advocacy for or~~  
31 ~~counseling to indigenous women and girls who have been victims of~~  
32 ~~violence.~~

33 ~~(e)~~ (c) One member who works with the Phoenix or Tucson Indian  
34 center.

35 ~~(f)~~ (d) One member who works in the Phoenix area Indian health  
36 services.

37 6. The following members who are appointed by the president of the  
38 senate:

39 ~~(a) One county attorney and one sheriff from a county with a~~  
40 ~~population of less than eight hundred fifty thousand persons.~~

41 ~~(b)~~ (a) One representative of a tribal government.

42 ~~(c) One chief of police who is from a tribal police department.~~

43 (b) ONE ATTORNEY GENERAL OR JUDGE FROM A TRIBAL JURISDICTION.

1 ~~(d)~~ (c) One social worker who works with a tribal, statewide or  
2 local organization that provides services to indigenous ~~women and girls~~  
3 PEOPLES.

4 ~~(e) One representative who works with a tribal, statewide or local~~  
5 ~~organization that provides legal services to indigenous women and girls.~~

6 B. The study committee shall meet quarterly or more frequently as  
7 the chairperson deems necessary.

8 C. Committee members are not eligible to receive compensation, but  
9 members who are appointed by the governor are eligible for reimbursement  
10 of expenses under title 38, chapter 4, article 2, Arizona Revised  
11 Statutes.

12 D. The study committee shall:

13 1. Conduct a comprehensive study to determine how this state can  
14 reduce and end violence against indigenous ~~women and girls~~ PEOPLES in this  
15 state.

16 2. ~~Establish methods for tracking and collecting~~ CONTINUE TO WORK  
17 WITH LAW ENFORCEMENT TO TRACK AND COLLECT data on violence against  
18 indigenous ~~women and girls~~ PEOPLES, including data on missing and murdered  
19 indigenous ~~women and girls~~ PEOPLES.

20 3. CONTINUE TO review policies and practices that impact violence  
21 against indigenous ~~women and girls~~ PEOPLES, such as child welfare policies  
22 and practices.

23 4. CONTINUE TO review prosecutorial trends and practices relating  
24 to crimes of gender violence against indigenous ~~people~~ PEOPLES.

25 5. CONTINUE TO gather data on THE PREVALENCE AND CONTEXTUAL  
26 CHARACTERISTICS OF violence against indigenous ~~women and girls in this~~  
27 state PEOPLES, INCLUDING VARIATIONS BY GENDER, AGE AND SEXUAL IDENTITY.

28 ~~6. Determine the number of missing and murdered indigenous women~~  
29 ~~and girls in this state.~~

30 ~~7. Identify barriers to providing more state resources in tracking~~  
31 ~~violence against indigenous women and girls and reducing the incidences of~~  
32 ~~violence.~~

33 ~~8.~~ 6. Propose measures to ensure access to culturally appropriate  
34 victim services for indigenous ~~women and girls~~ PEOPLES who have been  
35 victims of violence.

36 7. GATHER INFORMATION TO UNDERSTAND THE LIVED EXPERIENCES AMONG  
37 INDIGENOUS PEOPLES SURROUNDING MISSING AND MURDERED INDIGENOUS PEOPLES IN  
38 AN EFFORT TO ENSURE POLICY RECOMMENDATIONS ARE CULTURALLY ACCURATE.

39 ~~9.~~ 8. Propose legislation to address issues identified by the  
40 study committee.

41 ~~10.~~ 9. Submit a report regarding the study committee's activities  
42 and recommendations for administrative or legislative action on or before  
43 ~~November 1, 2020~~ DECEMBER 1, 2022, DECEMBER 1, 2023 AND DECEMBER 1, 2024  
44 to the governor, the president of the senate and the speaker of the house

1 of representatives and provide a copy of this report to the secretary of  
2 state.

3 E. This section is repealed from and after September 30, ~~2021~~ 2025.

4 Sec. 2. Appropriation; attorney general; exemption

5 A. The sum of \$\_\_\_\_\_ is appropriated from the consumer  
6 protection-consumer fraud revolving fund established by section  
7 44-1531.01, Arizona Revised Statutes, in fiscal year 2021-2022 to the  
8 attorney general for the purposes of this act.

9 B. The appropriation made in subsection A of this section is exempt  
10 from the provisions of section 35-190, Arizona Revised Statutes, relating  
11 to lapsing of appropriations.