

**DOMESTIC VIOLENCE RULES COMMITTEE  
MINUTES**

Wednesday, February 7, 2007  
2:00 pm to 5:00 pm  
State Courts Building  
1501 W. Washington, Room 119 A/B  
Phoenix, AZ 85007

**MEMBERS PRESENT:**

Honorable Mark Armstrong  
Honorable Kyle Bryson (via teleconference)  
Evelyn Buckner  
Clarence Cramer  
Larry D. Farnsworth  
Bridget Humphrey  
Leah Meyers (via proxy Pearlette Ramos)  
Honorable William J. O'Neil, Chair  
Honorable Carolyn K. Passamonte  
Lauri Thomas  
Dr. Brian Yee  
Honorable Benjamin Zvenia

**MEMBERS ABSENT**

Ellen Crowley  
Honorable Elizabeth R. Finn

**STAFF:**

Ms. Konnie K. Young, DV Specialist, Administrative Office of the Courts  
Ms. Lorraine Nevarez, Support Staff, Administrative Office of the Courts

**I. Call to Order**

**A. Welcome and Opening Remarks**

Judge O'Neil, Chair, called the February 7, 2007 meeting for the Domestic Violence Rules Committee to order at 2:05 p.m.

**B. Approval of Minutes from October 4, 2006**

Minutes for the November 1, 2006, Domestic Violence Rules Committee meeting were presented for approval.

**MOTION:**                   **Motion was made and seconded to approve the November 1, 2006 meeting minutes as presented. Motion passed unanimously. 11-0-0. DVRULES-07-001**

**II. Call to the Public**

No public members were present.

### **III. Recap of Relevant Segments of CIDVC Meeting**

There was a discussion on the bills that are in front of the legislature. There were seven new members appointed to CIDVC. The workgroups regrouped and discussed goals and upcoming projects for the year. Mesa Municipal Court representatives gave a presentation on the implementation of the new protective order forms in their case management system. Mesa Center against Family Violence gave a presentation of their program specialized for domestic violence cases.

### **IV. Cross-Jurisdictional Service of Protective Orders Task Force**

Evelyn Buckner, Governor's Office - Division for Women, presented information about this task force and stated that many times victims have expressed challenges and issues with getting an order of protection served in a different jurisdiction than the jurisdiction from the issuing court. The Governor's Office has begun to facilitate meetings to address the current system, looking at the broad view, to better the system. Current members include law enforcement, prosecution, courts, and victim service. The goals are to 1) increase law enforcement patrol officer's electronic access to orders, 2) make the transferring of orders between courts easier, 3) improve confidentiality, 4) look at the flow of information into the data collection, and 5) standardize training for law enforcement. The task force has also discussed potential legislation to include dating relationships as one of the relationships that would qualify for plaintiffs to obtain orders of protection.

### **V. Title 25 Workgroup Proposed Revisions**

Judge Armstrong, chair of the DV Rules Title 25 workgroup, gave a brief overview of the changes to Rule 4 - Family Law Cases. Language was drafted to give superior court judges who are handling domestic violence cases some guidelines on drafting protective orders to address issues that typically arise, such as parenting time and visitation, during family court cases. The Committee approved changes to Rule 4 Family Law Cases. Changes were made to:

- Paragraph B(5)(a) and add subdivisions to B(5)(b).
- Paragraph B(6)(a) and B(6)(b) were added.
- Rule 4(B) Committee Comment was revised.

**MOTION: To approve the Workgroup recommendations to Rule 4 Family Law Rules. Motion passed unanimously. 11-0-0 DV Rules 07-002.**

### **VI. Title 25 Workgroup's Recommendation for Mandatory 1 Hour Judicial DV Training**

The Committee discussed the Title 25 Workgroup's recommendation that all judges who handle domestic violence cases should participate in one hour of COJET credit on domestic violence cases. Judge Armstrong, Title 25 Workgroup Chair, led the discussion and indicated that the Committee needed to discuss

this further with Educational Services because requiring mandatory training creates impact on accountability and Educational Services. Konnie has invited Marna Murray, Educational Services Director, to the next CIDVC meeting on May 2<sup>nd</sup>, to discuss possibilities of offering COJET credit for classes directed at this objective.

#### **VII. Review Informal Comments from the *ARPOP* Comment Website**

The Committee reviewed current informal comments from the Committee's Comment website and agreed to make changes in the following rules:

- Rule 1(B)(1)(d) - Specified subsection in Committee Comments on Rule 1
- Rule 1(C)(3)
- Rule 1(P)
- Rule 4(A)
- Rule 5(A)(2)
- Rule 6(C)

Konnie stated that the formal comments (on the Supreme Court's Rules Forum Website) for *ARPOP* are open till May 21, 2007. The Committee will address formal and informal comments (from the DV Rules website) throughout the formal comment period.

#### **VIII. Updated Version of *ARPOP***

An updated version of *ARPOP* reflecting all Committee approved revisions (in blue font) will be posted as "2007 Proposed Revisions" on the Committee's website at:

<http://supreme.state.az.us/cidvc/DVRules/default.htm>

#### **IX. Call to the Public**

No public members were present.

#### **X. Adjournment**

Meeting was adjourned at 5:00 p.m.

#### **NEXT MEETING CHANGED TO:**

Wednesday, May 23, 2007

10:00 a.m. – 2:00 p.m.

State Courts Building, Conference Room 119 A/B

(The meeting originally scheduled on May 2, 2007 was rescheduled for May 23, 2007 because the Committee determined it would be better to meet after May 21, 2007, which is the expiration date for public comments on the Petition to Adopt *ARPOP*.)