

**COMMISSION ON TECHNOLOGY**  
**Agenda Information/Action Item**  
**Meeting Date: November 6, 2009**

<i>Agenda Item:</i>	<i>Type of Action Requested:</i>
<u><a href="#">PROPOSED TECHNICAL STANDARDS FOR INTERACTIVE AUDIOVISUAL PROCEEDINGS IN CRIMINAL CASES</a></u>	<input checked="" type="checkbox"/> Formal Action/Request <input type="checkbox"/> Information Only <input type="checkbox"/> Other

<b>FROM:</b>
<p><i>Mr. Mark Meltzer, AOC Court Services Division</i>  <i>Mr. Stewart Bruner, AOC Information Technology Division</i></p>
<b>SUMMARY:</b>
<p>Mark Meltzer is staff to the Criminal Rules Video-Conference Advisory Committee (CRVAC) and Stewart Bruner is staff to the Technical Advisory Council (TAC). On August 31, 2009, the Supreme Court entered an order in rule petition number R-06-0016 adopting amendments to Rule 1.6 of the Rules of Criminal Procedure, governing interactive audiovisual proceedings in criminal cases. The order also contained a provision that a new section of the Arizona Code of Judicial Administration be adopted entitled "Operational Standards for Interactive Audiovisual Proceedings in Criminal Cases." A draft ACJA section responsive to the Supreme Court's order has been provided to members.</p> <p>The section identifies operational standards, including technical requirements, for criminal proceedings in which the defendant appears through an interactive audiovisual system. Subsections 1 through 7 of the proposed code section include operational requirements that had been proposed by CRVAC as well as further requirements following comments and input from the court community and others who might be affected by the proposed sections. Subsection 8 of the proposed code section includes minimum technical standards for these systems drafted by a TAC workgroup and subsequently reviewed by and recommended for approval by TAC as a whole.</p>
<b>STAFF RECOMMENDATION:</b>
<p>Staff recommends approval of the specific technical content of the proposed code section, predicated on the operational standards derived from the business requirements for videoconferences. The Arizona Judicial Council requires proposed code sections to be reviewed and commented upon by appropriate committees prior to adoption. Should the business requirements be changed, the technical standards would need to be revisited to ensure their continued conformance to the business direction. Mr. Meltzer will inform COT staff in the event a change in business approach transpires.</p>

**ACTION OPTIONS:**

1. Approve the technical content of the proposed code section, as recommended by TAC.
2. Approve the technical content of the proposed code section, but with changes in content, as documented.
3. Disapprove the technical content of the proposed code section, providing further direction concerning specific requirements related to enacting Rule 1.6 changes.
4. Table the discussion concerning the technical content of the proposed code section until a later time.