Arizona Association for Property and Evidence

LOCK & KEY SPRING EDITION 2015

Promoting Professionalism in Evidence Management since 1992

President's Message

Hello all,
I hope everyone had enjoyable Thanksgiving, Christmas and New Year's holidays.

If you can't make the March 11th meeting at Interior Solutions (4645 S. 35th St. Phoenix 85040), please make sure to return your ballots. Ballots must either be post marked no later than Friday, March 6, 2015 and received by Sandie Imberi at P.O. Box 18313, Phoenix, AZ. 85005 by 17:00 on Monday, March 9, 2015, or received electronically via e-mail by Debbie Campbell at deborah_campbell@tempe.gov by midnight on Friday, March 6, 2015 to be counted in the election. There are only two offices to be decided:

President; with myself and a past president Lane Darling on the ballot and

Secretary; with current secretary Jason Michael and a past secretary Deborah Shaw running.

The rest of the offices have only the current board members running, but that does not mean this election in not important, so please make sure you vote.

The National Institute of Standards and Technology (NIST) will be presenting this topic:

Biological Evidence Storage and Disposition: A Discussion of Legal Implications, Trends, and Policy Recommendations by Shannan Williams, NIST Special Programs Office at the American Academy of Forensic Sciences Annual Meeting on Friday, February 20, 2015 in Seattle, WA. This topic may affect how we do our jobs in the future.

In addition to these federal recommendations, there are several bills in the AZ Legislature that may affect us:

HB2444 may change the way we handle personal property.

HCR2009 proposes to send a change regarding the transfer of firearms to Arizona voters.

HB2338 proposes to make changes to the ASRS long term disability program.

If you know of any other bills we need to track, please let me know at azevidence@gmail.com.

If you are interested in serving on the Legislative Committee, please let me know. If the Legislative Committee does not interest you, check out any of the other committees, we can always use your help.

I hope to see you at Interior Solutions on March 11 and the annual seminar. Remember, this will be the last opportunity to win a free seat to the seminar.

Bob

POLICE LINE - DO NOT CROSS POLICE LINE - DO NOT CROSS POLICE

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Arizona Association for Property and Evidence

LEGAL UPDATE BULLTIN

Limitation on enforcement of A.R.S. 2009(A)(3) and portions of 13-2008(A)

On Monday, January 5, 2015 the U.S. District Court in Arizona issued a preliminary injunction in the case of Puente Arizona v. Joseph M. Arpaio, prohibiting the enforcement, of two portions of Arizona's identity theft laws. The injunction was issued based on the Court's determination that the plaintiffs in the case are likely to succeed in their argument that these two portions of Arizona's laws are pre-empted by federal immigration law.

Officers are advised not to enforce following sections of Arizona statute:

1. A.R.S. §13-2009 (A)(3):
13-2009. Aggravated taking identity of another person or entity; knowingly accepting the identity of another person; classification

A. A person commits aggravated taking the identity of another person or entity if the person knowingly takes, purchases, manufactures, records, possesses or uses any personal identifying information or entity identifying information of either:
***
3. Another person, including a real or fictitious person, with the intent to obtain employment.
2. The portions of A.R.S. §13-2008 (A) "that addresses actions committed with the intent to obtain or continue employment."
13-2008. Taking identity of another person or entity; classification

A. A person commits taking the identity of another person or entity if the person knowingly takes, purchases, manufactures, records, possesses or uses any personal identifying information or entity identifying information of another person or entity, including a real or fictitious person or entity, without the consent of that other person or entity, with the intent to obtain or use the other person's or entity's identity for any unlawful purpose or to cause loss to a person or entity whether or not the person or entity actually suffers any economic loss as a result of the offense, or with the intent to obtain or continue employment.

Please consult with your Department's legal advisor regarding these changes that were implemented earlier this year.

The Spring Quarterly Meeting will be held at:

Interior Solutions
4645 S 35th St
Phoenix, AZ 85040
Wednesday,
March 11, 2014

9:00am for light refreshments
10:00am Meeting will start
Looking forward to seeing you there...

IN OTHER NEWS....

A Wisconsin man says he didn't have any alcoholic beverages the night he was pulled over and charged with drunk driving. As Mara Montalbano (@maramontalbano) tells us, he blames his .062 blood alcohol content on the beer battered fish he had for dinner.

http://www.msn.com/en-us/video/peopleandplaces/man-blames-dwi-on-beer-battered-fish-and-chips/vi-BBgI4Wu

Safety in the workplace

Don't be complacent.
Not everything is as it seems

No Charges For Woman Who Threw Bacon Into Police Station

A judge has dismissed charges against a Massachusetts woman who threw uncooked bacon and sausage inside a police station while saying she was there to "feed the piggies."

http://www.clumsycrooks.com/news/no_charges_for_woman_who_threw_bacon_into_police_station.html

Breath test to detect pot is being developed at WSU BY MELISSA SANTOS

Staff writer November 28, 2014

A team at Washington State University is working to develop a breath test that could quickly determine whether a driver is under the influence of marijuana.

Law enforcement officers already use preliminary breath tests in the field to estimate drivers' blood alcohol content. But no similar portable tool exists to test for marijuana impairment via a breath sample.

Stoned drivers have become an increasing concern since Washington voters legalized recreational use of marijuana in 2012. A quarter of blood samples taken from drivers in 2013, the first full year the initiative was in effect, came back positive for pot.

WSU chemistry professor Herbert Hill said that existing technologies — including those already used by airport security and customs agents to detect drugs and explosives — can be repurposed to test breath for THC, the psychoactive component of marijuana.

Hill said he and WSU doctoral student Jessica Tufariello are working on a handheld device that uses a technique called ion mobility spectrometry to detect THC in someone's breath.

Right now, officers and prosecutors rely on blood tests to determine how much active THC is present in a driver's blood. Those test results aren't immediately available to patrol officers who suspect someone is driving high.

Initiative 502 set 5 nanograms of active THC per milliliter of blood as the legal limit at which a driver is automatically determined to be impaired.

Initially, the marijuana breath test under development at WSU probably won't be able to pinpoint the level of THC in the body; it will only tell officers that some active THC is present, Hill said.

Still, Hill said such a tool could prove helpful to officers as they decide whether to arrest a suspected impaired driver.

"We believe at least initially that it would lower the false positives that an officer would have," Hill said. "They would have a higher level of confidence in making an arrest."

Law enforcement agencies still would have to obtain follow-up test results to use as evidence in court, just as they do following a positive preliminary breath test for alcohol impairment.

Hill said he and and his research team plan to finish laboratory tests with a prototype marijuana breath test this year, then start testing human breath between January and June of 2015.

After that, the researchers plan to test a version of the device out in the field, he said.

Some lawmakers at a Nov. 21 meeting of the Senate Law & Justice Committee appeared impressed by the research.

"WSU is going to be at the forefront, it seems to me, of supplying this kind of science and the technology that's based on it to police all over the country," said Sen. Adam Kline, D-Seattle.

Bob Calkins, a spokesman for the Washington State Patrol, said the agency would "welcome anything that will help us get impaired drivers off the road."

He said the State Patrol wouldn't want to use any new technology until it is fully developed, though.

"It needs to be rock solid before we'll adopt it," Calkins said.

Some state officials have expressed concern about increasing numbers of drivers testing positive for marijuana impairment since the drug was legalized in Washington.

In 2012, 18.6 percent of blood samples taken from suspected impaired drivers in Washington tested positive for active THC, according to the Washington State Toxicology Laboratory.

That number rose to 25 percent of tested blood samples statewide in 2013, the first year I-502 was in effect.

Melissa Santos: 360-357-0209 melissa.santos@thenewstribune.com @melissasantos1

Read more here: http://www.thenewstribune.com/2014/11/28/3513737_breath-test-to-detect-pot-is-being.html?rh=1#storylink=cpy

Thanks to Bob Reddington for submitting his article.

Quotable Quotes

"If you run, you'll only go to jail tired." — Unknown

"In God we trust, all others we run through NCIC (National Crime Information Center)." - Unknown

Arizona Association for Property and Evidence

What's Hiding in your Lettuce:

The word "salad" usually conjures up images of vibrant greens packed with healthy nutrients. But the salads found on most chain-restaurant menus are nothing of the kind. Chock-full of fat and loaded with calories, some are even worse for you than a McDonald's Big Mac. Yep, you read that right. A Big Mac has 550 calories and 29 grams of fat. Some "healthy" salads contain three times that amount. For example: This Fried Chicken Salad from Applebee's is actually one of their healthier salads. Unfortunately, that's not exactly good news: It has 1120 calories and 78 grams of total fat (22 grams saturated). Chili's Quesadilla Explosion Salad is a gut-busting 1300 calories and 86 grams of total fat (28 grams of saturated fat). So what's the big deal? You've always heard that salads were a healthy choice and felt great when out to lunch with co-workers and chose the salad. Well unfortunately, with fried chicken, all that cheese, sometimes bacon and then the gobs of dressing, your "healthy" choice was really just a mind trick. Salads can be the healthy choice, but think grilled chicken instead of fried chicken, ask for the dressing on the side and choose lighter dressings such as raspberry vinaigrette over the ranch. Or, just order the burger sometimes. Use ketchup and mustard instead of mayo. Use half the bun and lettuce as the top bun. Dress it up with as many veggies as you'd like and it is probably healthier than a restaurant salad! Grilled chicken or fish with a side of veggies is always a good option or any lean meat sandwich on wheat bread, such as turkey. If your meal has a sauce on it, ask for it on the side. Our meals are usually drenched in unnecessary sauce and it is left on our plate at the end of the meal. Use your fork to dip it in the sauce before each bite and watch how much less you use! Think grilled, sautéed, steamed or baked NOT fried, crispy, creamed or buttered. Choose brown rice over white rice. Order a baked potato sans butter and sour cream. Sweet potato fries instead of regular fries. Think simple and you are on your way to a healthier, happier you!

World Wide Web Resources

HB2371 AAPE Sponsored bill on unclaimed property:
http://www.azleg.gov/DocumentsForBill.asp?Bill_Number=2371&Session_Id=107

Department of Health Services comments on medical marijuana:
http://www.azdhs.gov/prop203/

Find your state legislator, or what district you live in:
www.azleg.gov
And click on "How do I Find My Legislators".

Find Arizona Revised Statutes at :
http://www.azleg.state.az.us/ArizonaRevisedStatutes.asp

Find City Municipal Codes at :
www.municode.com/library/clientlisting.aspx?stateid=3

Find the Arizona Association for Property & Evidence at: http://208.106.133.174/

Find the International Association of Property & Evidence at: http://www.iape.org

Find the Arizona State Retirement System at:
www.azasrs.gov

Find the Arizona Public Safety Retirement System at:
http://www.psprs.com/

Arizona Emergency Information Network
http://www.azein.gov/azein/default.aspx

What else would you like to see here? E-mail me at ***landknews@gmail.com*** Jason M.

Arizona Trivia

The amount of copper on the roof of the Capitol building is equivalent to 4,800,000 pennies.

In Arizona it is unlawful to refuse a person a glass of water.

Any misdemeanor committed while wearing a red mask is considered a felony.

Phoenix originated in 1866 as a hay camp to supply Camp McDowell.

It is illegal to hunt camels in the state of Arizona.

Patton On Leadership:

#19. Share Information—

No man can do anything without knowing what he is doing… Generals and staff officers don't win wars! Soldiers win wars! The soldier must know the objective and what he is doing at all times.

It is up to the manager to motivate his people, and the most important ingredient in motivation is knowledge of goals, objectives, purpose. Do not expect blind obedience. Teamwork is always more effective than (there is no other word for it) slave work. The first step toward building a team is defining objectives and then making those objectives clear to every member of the team. Moreover, communicate those objectives so persuasively that every member of the team will feel that he or she has the same stake in attaining the objectives. Communicate. Don't just give pep talks. Define the mission. Explain why it is important. Get everyone behind it.

Based on the best-selling book by Alan Axelrod: *Patton on Leadership: Strategic Lessons For Corporate Warfare*

"Relax, the handcuffs are tight because they're new. They'll stretch out after you wear them awhile." - Unknown

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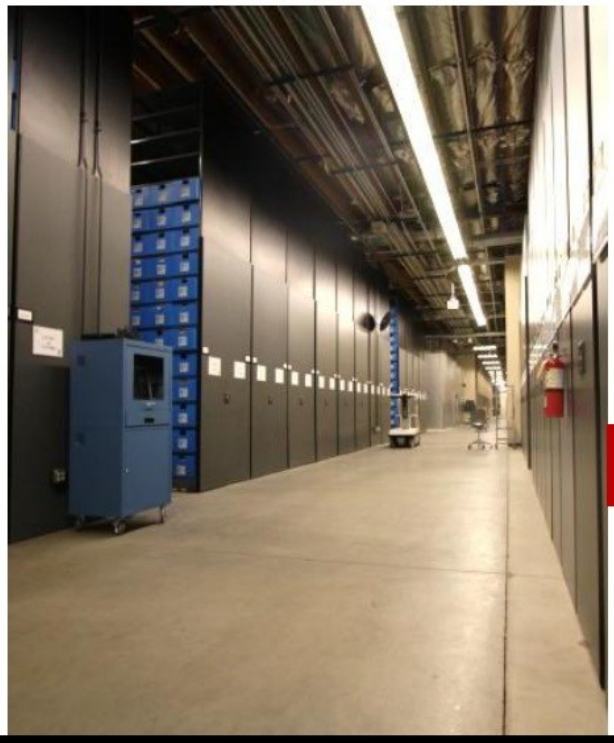

PROPERTY & EVIDENCE STORAGE

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MGAWIN@INTERIORSOLUTIONS.NET | 800.339.7538

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ARIZONA ASSOCIATION FOR PROPERTY & EVIDENCE

22nd ANNUAL SEMINAR

Two day Property and Evidence Training Seminar
June 4th & 5th, 2015

Prescott Resort and Conference Center
1500 East Highway 69
Prescott, Arizona 86302

Instruction on:
New Gun Laws, Gun Disposals, Gun Sales, Guns and The Mentally Ill, NIBIN:
Det. Darrell Smith - ATF

New Procedure Rules & Packaging Spec's For DPS Crime Lab:
Cody Buller - DPS Supervisor

Audits, Inventories & Liabilities In The Workplace:
Sgt. Tonia Rogers -Tolleson PD

Substance Abuse, Signs, Trends, New Drugs:
Stephanie Siete – Community Bridges Inc.

Fraud Investigations & Evidence:
Maricopa County Attorney

Group Discussion on New & Changed Arizona Laws

Seminar Cost

$150 AAPE Members
$200 Non-Members

Also includes:
Lunch on Thursday
Daily Door Prizes
Vendor Displays

Rooms are available at the Prescott Resort at a special $60/night rate, if made by May 03rd 2015. . When calling for reservations, let them know You are with the Arizona Association for Property and Evidence Group #G2626
For reservations, call 1-888-657-7855.

There are a growing number of medical marijuana dispensaries across the United States and a majority of Americans who support legalization. But two critics of the drug said the science points to serious problems with pot.

Speaking at a Heritage Foundation event Monday, former drug czar William J. Bennett and federal prosecutor Robert A. White outlined the evidence in their new book, "*Going to Pot: Why the Rush to Legalize Marijuana Is Harming America*."

"Almost all evidence is on our side, the side of science and fact," said Bennett, former director of the Office of National Drug Control Policy under President George H.W. Bush. "The legalization advocates are winning the debate," added White, a former assistant U.S. attorney for the District of New Jersey. "They are organized and well-funded. And they are winning because the public is not informed of the harms of marijuana."

White said misinformation was part of the problem. He pointed to the fact marijuana is stronger today than in the 1970s. "Tetrahydrocannabinol, the psychoactive drug in marijuana, has risen from 5 percent to an average of 13 percent as a part of marijuana. In some medical dispensaries in Colorado, it now makes upwards of 30 percent of the drug," White said.

Bennett interjected, "This isn't your grandfather's pot."

White went on to list some of the negative effects of marijuana on users, noting that it suppresses the dopamine receptors in your brain, won't wear off like beer or alcohol, and causes a drop in your IQ if used for an extended period of time. "In addition to a lowered IQ, those with a family history of mental disorders are two to five times more likely to develop mental disorders," he added.

White said marijuana also increases the chance of a heart attack by the user.

The impact on children caused both authors' concern. White said states that have legalized the drug experience a much higher rate of usage: "9.4 percent of children have used marijuana in states that have legalized medical marijuana, whereas the average in non-medical marijuana states is at 6.7 percent."

Citing findings from the Substance Abuse and Mental Health Services Administration's 2013 National Survey of Drug Use and Health, White said the numbers are even more stark in Colorado. There, 10.2 percent of 12-17-year-olds have used the drug.

"In the 18-25 range, which are critical years for brain development, nationally, 18.78 percent of the age group have used in the past month, while in Colorado it stands at 27.26 percent," White added.

When asked by an audience member if marijuana is worse than alcohol, Bennett and White admitted that America still has a problem with underage drinking and use of prescription pills. "It's not worse than alcohol," said Bennett. "We know we have a problem, and we have not managed to keep those things from kids. Colorado was supposed to eliminate the marijuana black market, but it did not."

White concluded, "Why add a third problem?"

POSTCONVICTION CLINIC ANNOUNCES ALMOST $1M GRANT FROM DOJ

Tuesday, January 6, 2015

The Sandra Day O'Connor College of Law's Postconviction Clinic is pleased to announce the award of a significant grant from the Department of Justice, under the National Institute of Justice Postconviction Testing of DNA Evidence to Exonerate the Innocent program. The College of Law will lead the two-year $935,000 grant under which faculty and staff with expertise in postconviction practice from three organizations, including ASU, will work closely with students to investigate and evaluate potential cases of wrongful conviction in Arizona, where DNA testing might show actual innocence. As of last year, more than 300 people nationwide have been exonerated in the last two decades using DNA evidence, with four of those from Arizona. Given the extreme injustice of incarcerating innocent people, this Project will devote serious effort to investigating the cases of those who have a claim of innocence to determine if evidence exists and can be brought forth to establish their innocence.

http://www.law.asu.edu/News/CollegeofLawNews/TabId/803/ArtMID/7835/ArticleID/4812

Thanks to Bob Reddington from Avondale PD for this article

Arizona Association for Property and Evidence

Did You Know?

March 1st 1872—Yellowstone becomes world's 1st national park.

March 13th 1969—Apollo 9 returns to Earth.

March 18th 1931—1st electric razor marketed by Schick.

March 19th 1931—Nevada legalized gambling

March 23rd 1806—Lewis & Clark reached Pacific coast.

March 23rd 1929—1st telephone installed in White House.

March 26th 1982— Groundbreaking in Washington D.C. for Vietnam Vet Memorial

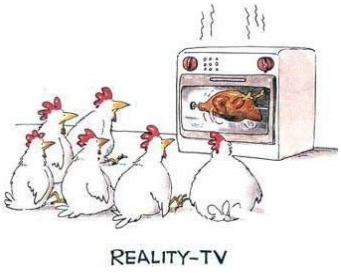
March 28th 1979—Nuclear accident at 3 mile Island, Middletown, PA.

March 31st 1889—Eiffel Tower in Paris officially opened.

Prisoners in Brazil Ride Bikes to Provide Electricity and Reduce Sentences - See more at: http://www.funfactz.com/law-and-crime-facts/brazil-prison-bike-electricity 2973.html#sthash.U2Njj1Jd.dpuf

ODD BUT TRUE:

There are approximately three chickens for every human on Earth.



March 2015

Sun	Mon	Tue	Wed	Thu	Fri	Sat
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31				

Arizona Association for Property and Evidence

Advertising rates for the Lock & Key

Please see our webpage for current rates.

Call any AAPE board member to reserve your advertisement in the next edition of the newsletter.

The deadline for submissions is the 1st day of February, May, August and November.

COMMITTEES

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Members: Mary Alinen
Sierra Vista Police (retired)

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Mesa Police Department
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Members:

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Roy Casto	Gilbert Police
Bob Reddington	Avondale Police
Jesse Joy	Eloy Police

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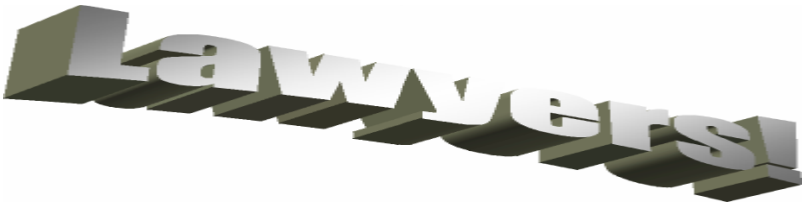

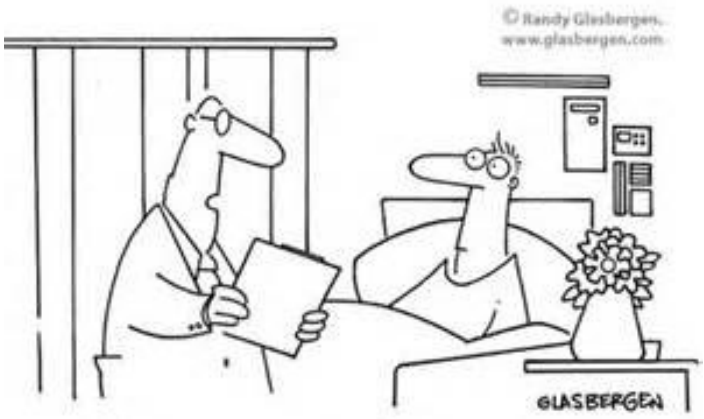

"It's not responding to medication, so the next step is to bring legal action against the virus."